

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1310 Session of
2011

INTRODUCED BY GORDNER, PILEGGI, GREENLEAF, ERICKSON, VANCE,
RAFFERTY AND MENSCH, OCTOBER 24, 2011

AMENDMENTS TO HOUSE AMENDMENTS, IN SENATE, JUNE 4, 2012

AN ACT

~~Amending the act of December 5, 1936 (2nd Sp.Sess., 1937-
P.L.2897, No.1), entitled "An act establishing a system of
unemployment compensation to be administered by the
Department of Labor and Industry and its existing and newly-
created agencies with personnel (with certain exceptions)-
selected on a civil service basis; requiring employers to
keep records and make reports, and certain employers to pay
contributions based on payrolls to provide moneys for the
payment of compensation to certain unemployed persons;
providing procedure and administrative details for the
determination, payment and collection of such contributions-
and the payment of such compensation; providing for
cooperation with the Federal Government and its agencies;
creating certain special funds in the custody of the State-
Treasurer; and prescribing penalties," further providing for
definitions, for determination of contribution rate, for
additional contribution for interest, for trigger-
determination, for collection of contribution and interest-
and injunctions, for compensation rate, for Unemployment
Compensation Fund, for Interest Fund, for State Treasurer as-
custodian, for recovery and recoupment of compensation; and
providing for unemployment compensation bonds and for
unemployment compensation amnesty program.~~

AMENDING THE ACT OF DECEMBER 5, 1936 (2ND SP.SESS., 1937
P.L.2897, NO.1), ENTITLED "AN ACT ESTABLISHING A SYSTEM OF
UNEMPLOYMENT COMPENSATION TO BE ADMINISTERED BY THE
DEPARTMENT OF LABOR AND INDUSTRY AND ITS EXISTING AND NEWLY
CREATED AGENCIES WITH PERSONNEL (WITH CERTAIN EXCEPTIONS)
SELECTED ON A CIVIL SERVICE BASIS; REQUIRING EMPLOYERS TO
KEEP RECORDS AND MAKE REPORTS, AND CERTAIN EMPLOYERS TO PAY
CONTRIBUTIONS BASED ON PAYROLLS TO PROVIDE MONEYS FOR THE
PAYMENT OF COMPENSATION TO CERTAIN UNEMPLOYED PERSONS;
PROVIDING PROCEDURE AND ADMINISTRATIVE DETAILS FOR THE

1 DETERMINATION, PAYMENT AND COLLECTION OF SUCH CONTRIBUTIONS
2 AND THE PAYMENT OF SUCH COMPENSATION; PROVIDING FOR
3 COOPERATION WITH THE FEDERAL GOVERNMENT AND ITS AGENCIES;
4 CREATING CERTAIN SPECIAL FUNDS IN THE CUSTODY OF THE STATE
5 TREASURER; AND PRESCRIBING PENALTIES," FURTHER PROVIDING FOR
6 DEFINITIONS, FOR DETERMINATION OF CONTRIBUTION RATE AND
7 EXPERIENCE RATING AND FOR CONTRIBUTIONS BY EMPLOYEES;
8 PROVIDING FOR ADDITIONAL CONTRIBUTION FOR DEBT SERVICE;
9 FURTHER PROVIDING FOR TRIGGER DETERMINATION, FOR TRIGGER RATE
10 REDETERMINATIONS, FOR REPORTS BY EMPLOYERS AND ASSESSMENTS,
11 FOR CONTRIBUTIONS TO BE LIENS AND ENTRY AND ENFORCEMENT
12 THEREOF, FOR COLLECTION OF CONTRIBUTIONS AND INTEREST AND
13 INJUNCTIONS, FOR DISHONORED CHECKS, FOR QUALIFICATIONS
14 REQUIRED TO SECURE COMPENSATION, FOR RATE AND AMOUNT OF
15 COMPENSATION AND FOR UNEMPLOYMENT COMPENSATION FUND;
16 PROVIDING FOR DEBT SERVICE FUND AND FOR REEMPLOYMENT FUND;
17 FURTHER PROVIDING FOR STATE TREASURER AS CUSTODIAN AND FOR
18 RECOVERY AND RECOUPMENT OF COMPENSATION; PROVIDING FOR
19 UNEMPLOYMENT COMPENSATION BONDS AND FOR UNEMPLOYMENT
20 COMPENSATION AMNESTY PROGRAM; AND MAKING A RELATED REPEAL.

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

23 ~~Section 1. Section 4(f) of the act of December 5, 1936 (2nd~~ ←
24 ~~Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment~~
25 ~~Compensation Law, amended May 23, 1949 (P.L.1738, No.530), is~~
26 ~~amended to read:~~

27 ~~Section 4. Definitions. The following words and phrases, as~~
28 ~~used in this act, shall have the following meanings, unless the~~
29 ~~context clearly requires otherwise.~~

30 * * *

31 ~~(f) "Compensation" means:~~

32 ~~(1) money payments payable to individuals with respect to~~
33 ~~their unemployment as provided in this act; and~~

34 ~~(2) to the extent permitted by law, that part of the~~
35 ~~principal owed on bonds issued under Article XIV of this act~~
36 ~~which is attributable to repayment of the principal of advances~~
37 ~~under Title XII of the Social Security Act (42 U.S.C. § 1321 et~~
38 ~~seq.), exclusive of any interest or administrative costs~~
39 ~~associated with the bonds.~~

40 * * *

~~Section 1.1. Section 301.1(e) of the act, amended July 21, 1983 (P.L.68, No.30), is amended to read:~~

~~Section 301.1. Determination of Contribution Rate; Experience Rating.~~

~~* * *~~

~~(e) The State Adjustment Factor for the calendar year beginning January 1, 1984, shall be one and five tenths per centum (1.5%) and thereafter shall be computed as of the computation date for such year to a tenth of a per centum, rounding all fractional parts of a tenth of a per centum to the nearest tenth of a per centum, but in no event less than zero nor in excess of one and five tenths per centum (1.5%), according to the following formula:~~

$$\frac{\text{Bdr} - \text{Der}}{\text{Wt}} \times 100 = \text{State Adjustment Factor}$$

~~in which factor "Bdr" equals the aggregate of (1) all benefits paid but not charged to employers' accounts, plus, (2) all benefits paid and charged to inactive and terminated employers' accounts, plus, (3) all benefits paid and charged to accounts of active employers for the preceding year to the extent such benefits exceed the combined amount of contributions payable by such employers on the basis of the Benefit Ratio Factor and the Reserve Ratio Factor. Factor "Der" equals the aggregate of (1) interest credited to the Unemployment Compensation Fund, plus, (2) amounts transferred from the Special Administration Fund and the [Interest] Debt Service Fund to the Unemployment Compensation Fund, plus, (3) refunds of benefits unlawfully paid, plus, (4) amounts credited to the Unemployment Compensation Fund by the Federal Government other than by loan,~~

~~except that any amount credited to this Commonwealth's account under section 903 of the Federal Social Security Act which has been appropriated for expenses of administration shall be excluded from the amount in the Unemployment Compensation Fund in the computation of the "Der" factor. Factor "Wt" equals all wages subject to the law up to the limitation described in section 4(x)(1) paid by all employers. Each item in each factor shall be computed with respect to the twelve month period ending on the computation date: Provided, That should the computed State Adjustment Factor for calendar year 1984, and any year thereafter exceed one and five tenths per centum (1.5%), such excess over one and five tenths per centum (1.5%) shall be added to the computed State Adjustment Factor for the following year or years.~~

~~* * *~~

~~Section 2. Section 301.6 of the act, amended July 1, 1985, (P.L.96, No.30), is amended to read:~~

~~Section 301.6. Additional Contribution for Interest. (a) Notwithstanding any other provision of this act, all employers required to pay contributions under section 301 or 301.1 other than those employers covered by paragraphs (3) and (4) of subsection (a) of section 301 shall have their rate of contribution increased by the rate of the Interest Factor in effect for the applicable calendar year.~~

~~(b) All taxes collected under this section shall be considered to be separate and apart from any contributions required to be deposited in the Unemployment Compensation Fund. All taxes collected under this section shall be deposited in the [Interest] Debt Service Fund established by section 601.2 of this act. Such taxes will not be credited to the employer's~~

1 ~~reserve account.~~

2 ~~(c) [The Interest Factor calculated on wages with regard to~~
3 ~~the limitations specified in section 4(x)(1) shall be equal to~~
4 ~~twenty five hundredths of one per centum (0.25%) for calendar~~
5 ~~year 1984, five tenths of one per centum (0.5%) for calendar~~
6 ~~year 1985, and three tenths of one per centum (0.3%) for~~
7 ~~calendar year 1986. Thereafter the] The Interest Factor shall be~~
8 ~~a variable rate [not to exceed one per centum (1.0%)] to be~~
9 ~~determined annually by the department [at a rate necessary to~~
10 ~~pay the interest on outstanding interest bearing advances under~~
11 ~~Title XII of the Social Security Act for the following calendar~~
12 ~~year.] with approval by the Office of the Budget. The rate of~~
13 ~~the Interest Factor for a calendar year shall be the rate~~
14 ~~necessary to do the following in that year:~~

15 ~~(1) Pay the bond obligations and bond administrative~~
16 ~~expenses under Article XIV of this act which are due in that~~
17 ~~year.~~

18 ~~(2) Replenish amounts which have been drawn from bond~~
19 ~~reserves under Article XIV of this act.~~

20 ~~(3) Provide an amount necessary in the department's and~~
21 ~~Office of the Budget's judgment to fund adequate debt service~~
22 ~~reserves to enhance investor acceptance of bonds under Article~~
23 ~~XIV of this act.~~

24 ~~(4) Fund redemptions and purchases of outstanding bonds~~
25 ~~under Article XIV of this act which will occur in that year.~~

26 ~~(5) Pay the interest on interest bearing advances under~~
27 ~~Title XII of the Social Security Act (42 U.S.C. § 1321 et seq.)~~
28 ~~which is due in that year.~~

29 ~~(6) Repay outstanding advances under Title XII of the Social~~
30 ~~Security Act.~~

~~(d) Contributions paid by or on behalf of an employer under this act, other than employee contributions under section 301.4, shall be allocated first to the employer's liability under this section. This subsection shall apply to contributions for any calendar quarter that ends at a time when bonds issued under Article XIV of this act are outstanding.~~

~~(e) If additional contributions collected under this section for a calendar year exceed the amount necessary for the purposes enumerated in subsection (c) for that year, the department may use such excess contributions for the purposes enumerated in subsection (c) for the following year, thereby reducing the amount of additional contributions which would be required for the following year.~~

~~(f) No Interest Factor shall be required for [the year following any year in which the amount of such interest bearing advances has been reduced to zero, provided that an interest tax shall be required and shall be reimposed by the department for the calendar year following any year in which an interest bearing advance remains outstanding on October 1 and there are not sufficient funds in the Interest Fund to pay the interest due in that] any year for which funding is not required for any of the purposes enumerated under subsection (c).~~

~~Section 2.1. Section 301.7 of the act, added October 19, 1988 (P.L.818, No.109), is amended to read:~~

~~Section 301.7. Trigger Determination. (a) On July 1 of every year, the secretary shall calculate the trigger percentage to be used in setting surcharge and contribution rates for the contributions required under sections 301.2, 301.4 and 301.5 and in setting the benefit reduction required under section 404(e) (4) for the following calendar year. The secretary shall:~~

~~(1) determine the balance in the Unemployment Compensation Trust Fund;~~

~~(2) determine the average of the benefit costs for the three immediately preceding fiscal years; and~~

~~(3) calculate the percentage that the Unemployment Compensation Trust Fund represents of the average of the benefit costs.~~

~~For purposes of this subsection, the balance in the Unemployment Compensation Trust Fund shall be determined by adding the principal amount of outstanding bonds under Article XIV of this act and the amount of outstanding advances under Title XII of the Social Security Act (42 U.S.C. § 1321 et seq.) and by subtracting that sum from the amount that otherwise would be the balance in the Unemployment Compensation Trust Fund.~~

~~(b) Surcharge and contribution rates shall be announced by the secretary on July 1 of every year in accordance with the following schedule:~~

~~(1) When the trigger percentage is one hundred fifty per centum (150%) or higher, the rate of the surcharge assessed under section 301.5 shall be a negative one and one half per centum (-1.5%).~~

~~(2) When the trigger percentage is at least one hundred twenty five per centum (125%), but less than one hundred fifty per centum (150%), there shall be no surcharge or contribution under section 301.2, 301.4 or 301.5.~~

~~(3) When the trigger percentage is at least one hundred ten per centum (110%), but less than one hundred twenty five per centum (125%):~~

~~(i) the rate of the surcharge assessed under section 301.5 shall be four per centum (4%); and~~

~~(ii) the rate of contributions assessed under section 301.4 shall be five hundredths of one per centum (0.05%).~~

~~(4) When the trigger percentage is at least ninety five per centum (95%), but less than one hundred ten per centum (110%):~~

~~(i) the rate of the surcharge assessed under section 301.5 shall be eight per centum (8%); and~~

~~(ii) the rate of contributions assessed under section 301.4 shall be one tenth of one per centum (0.1%).~~

~~(5) When the trigger percentage is at least seventy five per centum (75%), but less than ninety five per centum (95%):~~

~~(i) the rate of the surcharge assessed under section 301.5 shall be eight per centum (8%);~~

~~(ii) the rate of contributions assessed under section 301.4 shall be fifteen hundredths of one per centum (0.15%); and~~

~~(iii) the rate of additional contributions assessed under section 301.2 shall be twenty five hundredths of one per centum (0.25%).~~

~~(6) When the trigger percentage is at least fifty per centum (50%), but less than seventy five per centum (75%):~~

~~(i) the rate of the surcharge assessed under section 301.5 shall be eight per centum (8%);~~

~~(ii) the rate of contributions assessed under section 301.4 shall be two tenths of one per centum (0.2%); and~~

~~(iii) the rate of additional contribution assessed under section 301.2 shall be five tenths of one per centum (0.5%).~~

~~(7) When the trigger percentage is less than fifty per centum (50%):~~

~~(i) the rate of the surcharge assessed under section 301.5 shall be eight per centum (8%);~~

~~(ii) the rate of additional contribution assessed under~~

~~section 301.2 shall be seventy five hundredths of one per centum (0.75%); and~~

~~(iii) the rate of contributions assessed under section 301.4 shall be two tenths of one per centum (0.2%).~~

~~(c) Whenever the trigger percentage determined under subsection (a) is less than fifty per centum (50%), the secretary shall announce a reduction in the weekly benefit rate under section 404(e) (4).~~

~~(d) Whenever the trigger percentage is less than twenty five per centum (25%), any balance remaining in the Unemployment Compensation Trigger Reserve Account shall be transferred to the Unemployment Compensation Trust Fund.~~

~~Section 3. Section 309 of the act is amended by adding a subsection to read:~~

~~Section 309. Collection of Contributions and Interest; Injunctions. * * *~~

~~(c) In addition to the methods of collection authorized in this section and other sections of this act, the department may collect contributions, interest, penalties and other liabilities due under this act under the Internal Revenue Code of 1986 (26 U.S.C. § 6402 (Public Law 97-35)) and by any other means available under Federal or State law.~~

~~Section 3.1. Section 404(e) (2) of the act, amended June 17, 2011, (P.L.16, No.6), is amended to read:~~

~~Section 404. Rate and Amount of Compensation. Compensation shall be paid to each eligible employe in accordance with the following provisions of this section except that compensation payable with respect to weeks ending in benefit years which begin prior to the first day of January 1989 shall be paid on the basis of the provisions of this section in effect at the~~

~~beginning of such benefit years.~~

~~* * *~~

~~(e) * * *~~

~~(2) (i) The Table Specified for the Determination of Rate and Amount of Benefits shall be extended or contracted annually, automatically by regulations promulgated by the secretary in accordance with the following procedure: for calendar year one thousand nine hundred seventy two and for all subsequent calendar years, to a point where the maximum weekly benefit rate shall equal sixty six and two thirds per centum of the average weekly wage for the thirty six month period ending June 30 preceding each calendar year. If the maximum weekly benefit rate is not a multiple of one dollar (\$1), it shall be rounded to the next lower multiple of one dollar (\$1): Provided, however, That effective with benefit years beginning the first Sunday at least thirty days after the effective date of this amendatory act, the per centum stated in this paragraph for establishing the maximum weekly benefit rate shall be sixty two and two thirds per centum for the remainder of calendar year one thousand nine hundred seventy four, sixty four and two thirds per centum for the calendar year one thousand nine hundred seventy five, and sixty six and two thirds per centum for the calendar year one thousand nine hundred seventy six and for all subsequent calendar years.~~

~~The Table Specified for the Determination of Rate and Amount of Benefits as so extended or contracted shall be effective only for those claimants whose benefit years begin on or after the first day of January of such calendar year.~~

~~(ii) For the purpose of determining the maximum weekly benefit rate, the Pennsylvania average weekly wage in covered employment shall be computed on the basis of the average annual~~

~~total wages reported (irrespective of the limit on the amount of wages subject to contributions) for the thirty six month period ending June 30 (determined by dividing the total wages reported for the thirty six month period by three) and this amount shall be divided by the average monthly number of covered workers (determined by dividing the total covered employment reported for the same thirty six month period by thirty six) to determine the average annual wage. The average annual wage thus obtained shall be divided by fifty two and the average weekly wage thus determined rounded to the nearest cent.~~

~~(iii) Notwithstanding the provisions of subclause (i), for the calendar year 2012, the maximum weekly benefit rate shall be frozen at the rate calculated for calendar year 2011.~~

~~Thereafter, the maximum weekly benefit rate established:~~

~~(A) For calendar year 2013, shall be no greater than a one per centum (1%) increase above the calendar year 2012 rate.~~

~~(B) For calendar year 2014, shall be no greater than a one and one tenth per centum (1.1%) increase above the calendar year 2013 rate.~~

~~(C) For calendar year 2015, shall be no greater than a one and two tenths per centum (1.2%) increase above the calendar year 2014 rate.~~

~~(D) For calendar year 2016, shall be no greater than a one and three tenths per centum (1.3%) increase above the calendar year 2015 rate.~~

~~(E) For calendar year 2017, shall be no greater than one and four tenths per centum (1.4%) increase above the calendar year 2016 rate.~~

~~(F) For calendar year 2018, shall be no greater increase than one and five tenths per centum (1.5%) increase above the~~

~~calendar year 2017 rate.~~

~~The limitations instituted for calendar years 2013 through 2018 shall expire on the earlier to occur of December 31, 2018, or the [last day of the calendar year in which the unemployment Compensation trust fund does not have an outstanding solvency based debt to the United States government] December 31 as of which the Unemployment Compensation Fund does not owe outstanding advances to the Federal Government under Title XII of the Social Security Act (42 U.S.C. § 1321 et seq.) and there are no outstanding bonds under Article XIV.~~

~~(iv) If the change implemented by the freeze in calendar year 2012 is determined by the department, in an official notice to the General Assembly, to result in the loss of funds under the American Recovery and Reinvestment Act of 2009 (Public Law 111-5, 123 Stat. 115), the schedule under subclause (iii) shall occur one year later and the expiration of the limitations set forth in subclause (iii) shall occur one year later.~~

~~* * *~~

~~Section 3.2. Section 601 of the act, amended December 6, 1972 (P.L.1622, No.336), and July 21, 1983 (P.L.68, No.30), is amended to read:~~

~~Section 601. Unemployment Compensation Fund. (a) There is hereby created a special fund separate and apart from all public moneys or funds of this Commonwealth to be known as the Unemployment Compensation Fund. All contributions paid by employers and employees, together with penalties and interest thereon, received or collected by the department from employers under the provisions of this act, except such penalties and interest which are to be paid into the Special Administration Fund as provided in section 601.1 and taxes collected under~~

1 ~~section 301.6 of this act which are to be paid into the~~
2 ~~{Interest} Debt Service Fund as provided in section 601.2, shall~~
3 ~~be paid into the Unemployment Compensation Fund, and shall be~~
4 ~~credited by the department to a ledger account to be known as~~
5 ~~the Employers' Contribution Account. Interest and penalties~~
6 ~~which are to be credited to the Special Administration Fund and~~
7 ~~taxes collected under section 301.6 may be temporarily held in~~
8 ~~the Employers' Contribution Account solely for clearance~~
9 ~~purposes prior to transfer to the Special Administration Fund or~~
10 ~~{Interest} Debt Service Fund and while so held in the Employers'~~
11 ~~Contribution Account shall not be deemed a part of the~~
12 ~~Unemployment Compensation Fund. All moneys from time to time~~
13 ~~received and credited to the Employers' Contribution Account~~
14 ~~(exclusive of refunds made under section 311 and interest and~~
15 ~~penalties transferred as herein provided to the Special~~
16 ~~Administration Fund and taxes transferred to the {Interest} Debt~~
17 ~~Service Fund) shall be paid promptly by the department into the~~
18 ~~Unemployment Compensation Fund, except as otherwise provided in~~
19 ~~section 605 of this act. All moneys credited to this~~
20 ~~Commonwealth's account in the Unemployment Compensation Fund~~
21 ~~pursuant to section 903 of the Federal Social Security Act (42-~~
22 ~~U.S.C. § 1103) shall be included in the Unemployment~~
23 ~~Compensation Fund.~~

24 ~~(b) As often as may be necessary, the department shall~~
25 ~~requisition from the Unemployment Trust Fund such amounts as~~
26 ~~shall be necessary to provide adequate funds for the payment of~~
27 ~~compensation as provided in this act, except that moneys~~
28 ~~credited to this Commonwealth's account pursuant to section 903~~
29 ~~of the Federal Social Security Act as amended shall be used~~
30 ~~exclusively as provided in section six hundred two point three.~~

~~Upon receipt of such requisitioned funds, the department shall deposit them into the Unemployment Compensation Fund to the credit of a ledger account, to be known as the Compensation Account, and shall expend such moneys solely for the payment of compensation, as provided by this act. All moneys to the credit of the Compensation Account shall be mingled and undivided. The department shall pay all compensation authorized by this act out of moneys standing to the credit of the Compensation Account.~~

~~(c) Notwithstanding any other provisions of this section, the department shall at such time or times, when the amount of moneys credited to the Commonwealth of Pennsylvania in the Unemployment Compensation Fund exceed the average annual total benefit payout for the immediate prior five (5) years, transfer such excess to the United States Treasury to repay; and reduce any outstanding Federal unemployment loan debt, and at such other time or times as the secretary with the approval of the Governor may determine, is hereby authorized to requisition from the Unemployment Compensation Fund and pay into the United States Treasury an amount which, in the aggregate, is equal to the balance of any loan made to this Commonwealth under the provisions of Title XII of the Social Security Act, as amended. Such requisition and transfer need not be in a lump sum but may be made according to a plan entered into between the department and the United States Treasury and for that purpose the authority hereinabove contained shall be deemed continuous during the term of such agreement.~~

~~Section 4. Section 601.2 of the act, amended July 1, 1989 (P.L.107, No.22), is amended to read:~~

~~Section 601.2. [Interest] Debt Service Fund. (a) There is hereby established a separate account in the State Treasury, to~~

~~be known as the [Interest] Debt Service Fund. All taxes collected under section 301.6 of this act shall be paid into the [Interest] Debt Service Fund. The moneys in this fund shall be used in the following priority order and such funds received are hereby appropriated for all of the following purposes:~~

~~(1) For [transfer to the General Fund for repayment of loans pursuant to subsection (c) or for transfer to the General Fund pursuant to subsections (f) and (g)] payment of bond obligations and bond administrative expenses, for replenishment of bond reserves, for maintenance of debt service reserves in an amount the department, with approval by the Office of the Budget, determines necessary to enhance investor acceptance of the bonds and for redemption or purchase of outstanding bonds under Article XIV of this act.~~

~~(2) For the payment of annual interest obligations assessed under Title XII of the Social Security Act.~~

~~(3) [Repayment] For repayment of outstanding interest bearing advances received under Title XII of the Social Security Act.~~

~~(4) [Unemployment compensation payments under this act] For transfer to the Unemployment Compensation Fund under subsection (c), for payment of compensation to individuals.~~

~~[(b) Whenever the Governor shall ascertain that the cash balance and current estimated receipts of the Interest Fund shall be insufficient at any time during any State fiscal year to meet promptly the expenses of the Commonwealth from such fund, and the fund will have adequate funds available to meet such expenses and other anticipated expenses prior to the completion of the fiscal year, the State Treasurer is hereby authorized and directed, from time to time during such State~~

~~fiscal year, to transfer from the General Fund to the Interest Fund such sums as the Governor directs. Any sums so transferred shall be available only for the purposes for which the fund to which they are transferred is appropriated by law. Such transfers shall be made hereunder upon warrant of the State Treasurer upon requisition of the Governor.~~

~~(c) In order to reimburse the General Fund for moneys transferred from such fund under subsection (b), there shall be transferred moneys to such fund from the Interest Fund in such amounts and times as the Governor shall direct, but in no event later than thirty (30) days after the end of such State fiscal year. Such retransfers shall be made upon warrant of the State Treasurer upon requisition of the Governor.~~

~~(d) Any amount of moneys remaining in this fund at the end of the calendar year after the interest obligations, for the calendar year, under Title XII of the Social Security Act have been met may be used as a voluntary repayment as prescribed by section 1202(b) (6) (A) of the Social Security Act, to reduce the balance of any outstanding interest bearing advances received under Title XII of the Social Security Act.]~~

~~(e) [Except as may be provided in subsections (f) and (g), any] Any amount of moneys remaining in this fund at the end of [the] a calendar year [in which the outstanding balance of interest bearing advance under Title XII of the Social Security Act is zero] shall be transferred to the Unemployment Compensation Fund and credited to the Employers' Contribution Account as specified in section [60].~~

~~(f) Subsequent to the repayment of all indebtedness as described in this section, the sum of forty one million dollars (\$41,000,000) is hereby transferred from the Interest Fund to~~

~~the General Fund. Moneys remaining in the Interest Fund after this transfer shall be transferred to the Unemployment Compensation Fund as provided in subsection (e).~~

~~(g) The sum of eleven million seven hundred thousand dollars (\$11,700,000) is hereby transferred from the Interest Fund to the General Fund. Moneys remaining in the Interest Fund after this transfer shall be transferred to the Unemployment Compensation Fund as provided in subsection (e).]~~ 601 if the following requirements are met:

(1) the balance of interest bearing advances under Title XII of the Social Security Act is zero at the end of that year;

(2) no interest on advances shall be due in the following year; and

(3) there are no outstanding bond obligations and bond administration expenses under Article XIV of this act and no such obligations and expenses will be due in the following year.

~~Section 4.1. Section 603 of the act, amended June 15, 2005 (P.L.8, No.5), is amended to read:~~

~~Section 603. State Treasurer as Custodian. The State Treasurer shall be the custodian of the Unemployment Compensation Fund, the Administration Fund, the Special Administration Fund, the [Interest] Debt Service Fund and the Job Training Fund. He shall give a bond, or bonds, with corporate sureties, conditioned upon the faithful performance of his duties as custodian of such funds in such amount or amounts as shall be determined and fixed by the Executive Board of this Commonwealth. Premiums for such bond or bonds shall be paid by the department out of the moneys in the Administration Fund. All moneys belonging to such funds (exclusive of moneys on deposit in the Unemployment Trust Fund as provided in section 601) shall~~

~~be deposited by the State Treasurer in any banks or public depositories in which general funds of the Commonwealth may be deposited, but no public deposit insurance charge or premium shall be paid out of moneys in the Unemployment Compensation Fund. Any law to the contrary notwithstanding, all payments from such funds shall be made under such systems of requisitioning and accounting as the Governor, the State Treasurer, and Secretary shall determine.~~

~~Section 5. Section 804(a) of the act, amended October 19, 1988 (P.L.818, No.109), is amended to read:~~

~~Section 804. Recovery and Recoupment of Compensation. (a) Any person who by reason of his fault has received any sum as compensation under this act to which he was not entitled, shall be liable to repay to the Unemployment Compensation Fund to the credit of the Compensation Account a sum equal to the amount so received by him and interest at the rate determined by the Secretary of Revenue as provided by section 806 of the act of April 9, 1929 (P.L.343, No.176), known as "The Fiscal Code," per month or fraction of a month from fifteen (15) days after the Notice of Overpayment was issued until paid. Such sum shall be collectible (1) in the manner provided in section 308.1 or section 309 of this act, for the collection of past due contributions, or (2) by deduction from any future compensation payable to the claimant under this act: Provided, That interest assessed under this section cannot be recouped by deduction from any future compensation payable to the claimant under this act: Provided further, That no administrative or legal proceedings for the collection of such sum shall be instituted after the expiration of [six] ten years following the end of the benefit year with respect to which such sum was paid.~~

~~* * *~~

~~Section 6. The act is amended by adding articles to read:~~

~~ARTICLE XIV~~

~~UNEMPLOYMENT COMPENSATION BONDS~~

~~Section 1401. Definitions.~~

~~The following words and phrases when used in this article shall have the meanings given to them in this section unless the context clearly indicates otherwise:~~

~~"Authority." The Pennsylvania Economic Development Financing Authority.~~

~~"Bond." Any type of revenue obligation, including a bond or series of bonds, note, certificate or other instrument issued by the authority for the benefit of the department under this article.~~

~~"Bond administrative expenses." Expenses incurred to administer bonds, including fees of the authority, fees of the bond trustee, payments to agents and attorneys and costs of other professional services necessary to ensure compliance with applicable Federal or State law.~~

~~"Bond obligations." The principal of a bond and the premium and interest payable on a bond, together with the amount owed under a related credit agreement or the trust indenture.~~

~~"Bond trustee." The trustee under the trust indenture selected by the authority and the department.~~

~~"Credit agreement." A loan agreement, a revolving credit agreement, an agreement establishing a line of credit, a letter of credit or another agreement that enhances the marketability, security or creditworthiness of a bond.~~

~~"Federal advances." Loans by the Federal government to the Commonwealth for the payment of compensation under Title XII of~~

~~the Social Security Act (42 U.S.C. § 1321 et seq.) or a similar Federal statute.~~

~~"Financing Law." The act of August 23, 1967 (P.L.251, No.102), known as the Economic Development Financing Law.~~

~~"Trust indenture." The document, including amendments and supplements, between the authority and the bond trustee, under which the bonds are issued.~~

~~Section 1402. Bond issuance.~~

~~(a) Declaration of policy. The General Assembly finds and declares that funding the repayment of previous Federal advances, including interest, through the authority, may result in a savings to employers in this Commonwealth for the benefit of economic activities throughout this Commonwealth.~~

~~(b) Authority. Notwithstanding any other law, all of the following apply:~~

~~(1) The department may be a project applicant under the Financing Law and apply to the authority for the funding of repayment of Federal advances and interest due on them.~~

~~(2) The funding of repayment of Federal advances and interest due on them shall constitute a project for purposes of the Financing Law.~~

~~(3) The authority may issue bonds under the Financing Law, consistent with this article, to finance a project consisting of repayment of Federal advances and interest due on them or refunding and redeeming of prior bonds.~~

~~(4) Participation of an industrial and commercial development authority is not required to finance repayment of Federal advances and interest due on them.~~

~~(c) Debt or liability.~~

~~(1) Bonds issued under this article shall not be a debt~~

~~or liability of the Commonwealth and shall not create or constitute any indebtedness, liability or obligation of the Commonwealth.~~

~~(2) Bond obligations and bond administrative expenses shall be payable solely from revenues or funds pledged or available for their repayment as authorized in this article. This paragraph includes the proceeds of an issue of bonds.~~

~~(3) Each bond must contain on its face a statement that:~~

~~(i) the authority is obligated to pay the principal of the bond or the interest on the bond only from funds made available under this article;~~

~~(ii) neither the Commonwealth nor a political subdivision is obligated to pay the principal or interest; and~~

~~(iii) the full faith and credit of the Commonwealth is not pledged to the payment of the principal of or the interest on the bonds.~~

~~Section 1403. Criteria for bond issuance.~~

~~(a) Determination. If the department reasonably expects that the issuance of bonds to obtain funds to repay Federal advances, including interest, would result in a savings to employers in this Commonwealth, as an alternative to repayment of the Federal advances and interest by other means, the department, with approval by the Office of the Budget, may apply the authority to issue bonds for its benefit under section 1402(b).~~

~~(b) Terms.~~

~~(1) The department, with approval by the Office of the Budget, shall specify in its application to the authority:~~

~~(i) the maximum principal amount of the bonds for~~

~~each separate bond issue; and~~

~~(iii) the maximum term of the bond, not to exceed 20 years.~~

~~(2) The total principal amount of bonds that the department may request under this article for all bond issues may not exceed \$4,500,000,000.~~

~~Section 1404. Issuance of bonds and security.~~

~~(a) Issuance. The authority shall consider issuance of bonds upon application by the department. Bonds issued under this article shall be subject to the provisions of the Financing Law, unless otherwise specified by this article.~~

~~(b) Agreements. The authority and the department may enter into a trust indenture, loan agreements, credit agreements, bond purchase agreements and other contracts in connection with the bonds in order to effectuate the purposes of the Financing Law and this article.~~

~~(c) Security. The bond obligations and bond administrative expenses are secured, for the benefit of the bond trustee, the holders of the bonds and the obligees under the credit agreements, by pledge of, security interest in and first lien on all of the following:~~

~~(1) Additional contributions collected under section 301.6.~~

~~(2) Money on deposit in the Debt Service Fund. This paragraph includes investment income on that money.~~

~~(3) Except as set forth in paragraph (4), all money held on deposit with the trustee relating to the bonds, as further provided in the trust indenture. This paragraph includes bond reserves and interest income on the money.~~

~~(4) Paragraph (3) does not apply to money in any fund or~~

~~account related to arbitrage rebate obligations.~~

~~Section 1404.1. Sale of bonds.~~

~~The sale of bonds issued under this article shall be subject to the following:~~

~~(1) The authority shall give first consideration to issuing the bonds by means of an open, public sale at not less than 98% of the principal amount and accrued interest and shall be sold by the authority to the highest and best bidder after public advertisement on terms and conditions and upon open competitive bidding. The manner and times of advertising shall be prescribed by the authority.~~

~~(2) If in the judgment of the authority, a public sale through open competitive bidding will not produce the most advantageous terms that derive the most benefit to employers, employees and the Commonwealth, the authority shall adopt a resolution setting forth in detail the reasons for this determination. A copy of the resolution shall be transmitted to the Governor, the chairman and minority chairman of the Labor and Industry Committee of the Senate and the chairman and minority chairman of the Labor and Industry Committee of the House of Representatives. After adoption of the resolution, the authority shall have the option to pursue a negotiated public sale.~~

~~Section 1405. Use of bond proceeds.~~

~~(a) Initial deposit of proceeds. The proceeds of bonds issued by the authority shall be initially deposited with the bond trustee.~~

~~(b) Order. Upon issuance of bonds, the bond trustee, in accordance with directions from the department, shall apply the proceeds of the bonds in the following order to:~~

~~(1) pay the costs of issuance of the bonds;~~
~~(2) fund any bond reserves under the trust indenture;~~
~~(3) deposit in an appropriate fund under the trust indenture money to pay capitalized interest on the bonds for the period determined by the department, not to exceed two years;~~
~~(4) refund outstanding bonds, if applicable;~~
~~(5) make any other deposit required under the trust indenture;~~
~~(6) repay the principal and interest of previous Federal advances; and~~
~~(7) deposit the balance in the Compensation Program Fund under the trust indenture.~~
~~(c) Application of balance. The bond proceeds deposited under subsection (b) (7) shall be applied, at the direction of the department, to do the following, as directed by the department:~~
~~(1) Repay the principal and interest of previous Federal advances.~~
~~(2) Pay unemployment compensation benefits.~~
~~(3) Pay bond administrative expenses.~~
~~(4) Redeem or purchase outstanding bonds.~~
~~(5) Pay bond obligations.~~
~~(d) Investment. Pending application for the purposes authorized, money held or deposited by the State Treasurer in the Debt Service Fund may be invested or reinvested as are other funds in the custody of the State Treasurer in the manner provided by law. All earning received from the investment or deposit of the money shall be paid into the State Treasury to the credit of the Debt Service Fund or the account.~~

~~Section 1406. Payment of bond-related obligations.~~

~~(a) Notification. For each calendar year in which bond obligations and bond administrative expenses will be due, the authority shall notify the department of the amount of bond obligations and the estimated amount of bond administrative expenses in sufficient time, as determined by the department, to permit the department to determine the amount of additional contributions under section 301.6 required for that year, for deposit into the Debt Service Fund. The authority's calculation of the amount of bond obligations and bond administrative expenses that will be due is subject to verification by the department.~~

~~(b) Transfer. Money in the Debt Service Fund needed to pay bond obligations and bond administrative expenses or to replenish bond reserves shall be transferred to the authority to ensure timely payment of bond obligations and bond administrative expenses and timely replenishment of bond reserves, as specified in the resolution adopted in connection with the bond or as otherwise provided by the trust indenture.~~

~~(c) Deficiency in Debt Service Fund. If there is a deficiency in the Debt Service Fund and to the extent permitted by law, that part of the principal owed on bonds which is attributable to repayment of the principal of advances under Title XII of the Social Security Act (42 U.S.C. § 1321 et seq.), exclusive of interest or administrative costs associated with the bonds, may be paid from the Unemployment Compensation Fund.~~

~~Section 1407. Commonwealth not to impair bond related obligations.~~

~~The Commonwealth pledges that it will not do any of the following:~~

~~(1) Limit or alter the rights and responsibilities of the authority or the department under this article, including the responsibility to:~~

~~(i) pay bond obligations and bond administrative expenses; and~~

~~(ii) comply with any other instrument or agreement pertaining to bonds.~~

~~(2) Alter or limit the pledge in section 1404 of the additional contributions and money on deposit in the Debt Service Fund.~~

~~(3) Impair the rights and remedies of the holders of bonds, until all bonds and interest on the bonds, regardless of time of issue, are discharged.~~

~~Section 1408. No personal liability.~~

~~The members and directors of the department and the authority and the officers and employees of the department and the authority are not personally liable as a result of good faith exercise of the rights and responsibilities granted under this article.~~

~~Section 1409. Expiration.~~

~~The authority to issue bonds other than refinancing and refunding bonds under section 1402 and section 1404 shall expire on December 31, 2016.~~

~~Section 1410. Annual report required.~~

~~No later than March 1 of the year following the first full year in which bonds have been issued under this article, and for each year thereafter in which bond obligations existed in the prior year, the department shall submit an annual report to the chairman and minority chairman of the Labor and Industry Committee of the Senate and to the chairman and minority~~

~~chairman of the Labor and Industry Committee of the House of
Representatives providing all data available on bonds issued or
existing in the prior year. The report shall include, but not be
limited to, existing and anticipated bond principal, interest
and administrative costs, revenue, repayments, refinancing,
annual savings to employers and any other relevant data, facts
and statistics that the department believes necessary in the
content of the report.~~

ARTICLE XV

UNEMPLOYMENT COMPENSATION

AMNESTY PROGRAM

Section 1501. Definitions.

~~The following words and phrases when used in this article
shall have the meanings given to them in this section unless the
context clearly indicates otherwise:~~

~~"Amnesty period." The period of three consecutive calendar
months designated by the department which commences no later
than 180 days after the effective date of this section.~~

~~"Employee information." The name and Social Security number
of each employee, the amount of wages paid to each employee and
the number of credit weeks for each employee, in each calendar
quarter.~~

~~"Interest." Monetary obligations imposed under sections 308
and 804(a).~~

~~"Penalties." Monetary obligations imposed under sections
206(d) and 313.~~

~~"Penalty weeks." Weeks for which an individual is
disqualified from receiving compensation under section 801(b).~~

~~"Program." The Unemployment Compensation Amnesty Program
established pursuant to this article.~~

~~Section 1502. Program established.~~

~~There is established an Unemployment Compensation Amnesty Program in accordance with the provisions of this article.~~

~~Section 1503. Applicability.~~

~~(a) Employer liabilities. Except as provided in subsections (c) and (d), the program shall apply to the following unemployment compensation employer liabilities:~~

~~(1) Unpaid contributions due for calendar quarters through the third quarter of 2011, for which the employer reported the employee information or the department acquired the employee information through an audit.~~

~~(2) Unpaid contributions due for calendar quarters through the third quarter of 2011, for which the employer did not report the employee information and the department did not acquire the employee information through an audit.~~

~~(3) Unpaid reimbursement due on or before October 31, 2011.~~

~~(4) Unpaid interest due on contributions paid late for calendar quarters through the third quarter of 2011 or on reimbursement that was due on or before October 31, 2011, and was paid late.~~

~~(5) Unpaid penalties due for reports filed late for calendar quarters through the third quarter of 2011.~~

~~(b) Claimant liabilities. Except as provided in subsections (c) and (d), the program shall apply to the following unemployment compensation claimant liabilities:~~

~~(1) A fault overpayment of compensation under section 804(a) established pursuant to a notice of determination of overpayment issued by the department on or before March 31, 2012, to the extent repayment has not occurred.~~

~~(2) A nonfault overpayment of compensation under section 804(b) (1) established pursuant to a notice of determination of overpayment issued by the department on or before March 31, 2012, to the extent repayment has not occurred.~~

~~(3) Compensation paid to a claimant for calendar weeks through the week ending March 31, 2012, for which the department has not issued a notice of determination of overpayment, but the claimant acknowledges that the compensation was overpaid under circumstances to which section 804(a) applies.~~

~~(4) Unpaid interest due on an overpayment of compensation under section 804(a) that was repaid on or before March 31, 2012.~~

~~(c) Mandatory exclusion. The following unemployment compensation liabilities are excluded from the program:~~

~~(1) An overpayment of compensation established pursuant to a notice of determination of overpayment that has not become final.~~

~~(2) An employer liability for which a petition for reassessment under section 304(b) or an application for review and redetermination of contribution rate under section 301(e) (2) is pending.~~

~~(d) Optional exclusion. The department may exclude the following unemployment compensation liabilities from the program:~~

~~(1) A liability for which a praecipe for a writ of execution was filed prior to receipt of the amnesty form.~~

~~(2) A liability that was referred for judicial proceedings or for which a judicial proceeding was commenced prior to receipt of the amnesty form.~~

~~(3) A liability that is required to be paid under an order of a Federal or state court.~~

~~Section 1504. Procedure for participation.~~

~~To participate in the program, an employer or a claimant shall do the following:~~

~~(1) During the amnesty period, the employer or claimant shall file an amnesty form with the department containing all information required by the department, including a statement by the employer or claimant acknowledging the provisions of section 1506(f). The form shall be filed in a manner specified in, and the filing date of the form shall be determined by guidelines established by the department.~~

~~(2) If an employer is seeking amnesty with regard to a liability described in section 1503(a)(2), the employer shall report the employee information by filing quarterly reports as required by regulations promulgated by the department for all calendar quarters for which the employer did not previously file reports and by filing amended quarterly reports for all calendar quarters for which the employer did not file complete reports. The quarterly reports shall accompany the amnesty form.~~

~~(3) The employer or claimant shall pay the amount or amounts required by section 1505. Payment shall accompany the amnesty form.~~

~~Section 1505. Required payment and terms of amnesty.~~

~~(a) Payment. An employer or claimant shall pay the amount or amounts specified in this section that correspond to the liability or liabilities for which amnesty is sought. The department shall grant amnesty as provided in this section and section 1506.~~

~~(a.1) Unpaid contributions.—If an employer is seeking amnesty with regard to unpaid contributions described in section 1503(a) (1) or (2):~~

~~(1) The employer shall pay all of the unpaid contributions and lien filing costs, if applicable, and one half of the interest and penalties due.~~

~~(2) The department shall waive the remaining interest and penalties due corresponding to the contributions.~~

~~(b) Unpaid reimbursement.—If an employer is seeking amnesty with regard to unpaid reimbursement described in section 1503(a) (3):~~

~~(1) The employer shall pay all of the unpaid reimbursement and lien filing costs, if applicable, and one half of the interest due.~~

~~(2) The department shall waive the remaining interest due corresponding to the reimbursement.~~

~~(c) Unpaid interest.—If an employer is seeking amnesty with regard to unpaid interest described in section 1503(a) (4):~~

~~(1) The employer shall pay all of the lien filing costs, if applicable, and one half of the unpaid interest due.~~

~~(2) The department shall waive the remaining unpaid interest due.~~

~~(d) Unpaid penalties.—If an employer is seeking amnesty with regard to unpaid penalties described in section 1503(a) (5):~~

~~(1) The employer shall pay all of the lien filing costs, if applicable, and one half of the unpaid penalties due.~~

~~(2) The department shall waive the remaining unpaid penalties due.~~

~~(e) Fault overpayment.—If a claimant is seeking amnesty with regard to an overpayment described in section 1503(b) (1) or~~

~~(3):~~

~~(1) The claimant shall pay the outstanding balance of the overpayment and lien filing costs, if applicable, and one half of the interest due.~~

~~(2) The department shall waive the remaining interest due and one half of any previously imposed penalty weeks corresponding to the overpayment that have not been served by the claimant, and shall not issue a notice of determination imposing penalty weeks corresponding to the overpayment. If one half of the unserved penalty weeks is not an even multiple of one, the number of penalty weeks waived shall be rounded to the next lower multiple of one.~~

~~(f) Nonfault overpayment. If a claimant is seeking amnesty with regard to an overpayment described in section 1503(b)(2):~~

~~(1) The claimant shall pay 50% of the outstanding balance of the overpayment.~~

~~(2) The department shall waive the remaining balance of the overpayment.~~

~~(g) Unpaid interest. If a claimant is seeking amnesty with regard to unpaid interest described in section 1503(b)(4):~~

~~(1) The claimant shall pay all of the lien filing costs, if applicable, and one half of the interest due.~~

~~(2) The department shall waive the remaining unpaid interest due.~~

~~Section 1506. Additional terms and conditions of amnesty.~~

~~(a) Agreement. If a payment plan agreement exists between an employer or claimant and the department for a liability for which the employer or claimant is seeking amnesty, the employer or claimant shall pay the amount or amounts required by section 1505 during the amnesty period in order to receive amnesty,~~

~~notwithstanding any terms of the agreement to the contrary.~~

~~(b) Proceedings prohibited. The department shall not commence any administrative or judicial proceeding against an employer with regard to any contributions, reimbursement, interest or penalty paid under the program, or any interest or penalties waived under the program. The department shall not commence any administrative or judicial proceeding against a claimant with regard to any overpayment or interest paid under the program, or any overpayment or interest waived under the program.~~

~~(c) Proceedings permitted. If a liability for contributions described in section 1503(a)(2) or liability for an overpayment described in section 1503(b)(3) is disclosed and paid under the program, and the department determines that the liability as disclosed was understated, the department may commence administrative or judicial proceedings and impose interest, penalties and other monetary obligations only with regard to the difference between the liability as disclosed and the correct amount of the liability.~~

~~(d) Allowance. Except as provided in subsection (c), nothing in this article shall be construed to prohibit the department from commencing administrative or judicial proceedings and imposing interest, penalties and other monetary obligations with respect to any liability that is not disclosed under the program or any amount that is not paid under the program.~~

~~(e) Refund or credit. An employer or claimant shall not be owed a refund or credit under this article for any amount paid prior to the amnesty period.~~

~~(f) Form and report. An employer or claimant may not~~

~~commence an administrative or judicial proceeding with regard to the amnesty form, any report filed in connection with the program, any liability disclosed under the program or any amount paid under the program, and shall not be owed a refund or credit for any amount paid under the program.~~

~~Section 1507. Duties of department.~~

~~(a) Guidelines. The department shall establish guidelines to implement the provisions of this article and publish the guidelines as a notice in the Pennsylvania Bulletin no less than 90 days before the amnesty period begins.~~

~~(b) Publicity. The department shall publicize the program to maximize awareness of and participation in the program.~~

~~(c) Notification. The department shall notify all employers and claimants who are known to have liabilities to which the program applies. The notice shall be sent by first class mail to the employer's or claimant's last known post office address or by electronic transmission, if the employer or claimant has elected to receive communications from the department by that method.~~

~~Section 1508. Construction.~~

~~Except as expressly provided in this article, this article shall not:~~

~~(1) be construed to relieve any employer, claimant, individual or any entity from filing reports or other documents required by or paying any amounts due under this act;~~

~~(2) affect or terminate any petitions, investigations, prosecutions or any other administrative or judicial proceedings pending under this act; or~~

~~(3) prevent the commencement or further prosecution of~~

~~any proceedings by the proper authorities of this Commonwealth for violation of any laws or for the assessment, collection or recovery of any amounts due to the Commonwealth under any laws.~~

~~Section 1509. Suspension of inconsistent acts.~~

~~All acts or parts of acts inconsistent with the provisions of this article are suspended to the extent necessary to carry out the provisions of this article.~~

~~Section 1510. Report required.~~

~~Within 240 days of the close of the amnesty period, the department shall submit a report to the chairman and minority chairman of the Labor and Industry Committee of the Senate and the chairman and minority chairman of the Labor and Industry Committee of the House of Representatives detailing all data available on the administration of the program, the cost of the program, amounts recovered from employers and claimants and any relevant facts and statistics that the department believes necessary in the content of the report.~~

~~Section 7. This act shall apply as follows:~~

~~(1) The amendment of section 301.6 of the act shall apply to the calculation of the interest factor for calendar year 2012 and every year thereafter.~~

~~(2) The amendment of section 804 of the act shall apply to benefit years that begin on or after the effective date of that section.~~

~~Section 8. This act shall take effect immediately.~~

SECTION 1. SECTION 4(F), (M.3), (W) AND (X) INTRODUCTORY
PARAGRAPH AND (1) OF THE ACT OF DECEMBER 5, 1936 (2ND SP.SESS.,
1937 P.L.2897, NO.1), KNOWN AS THE UNEMPLOYMENT COMPENSATION
LAW, AMENDED MAY 23, 1949 (P.L.1738, NO.530), SEPTEMBER 27, 1971



(P.L.460, NO.108), DECEMBER 5, 1974 (P.L.771, NO.262) AND JULY 21, 1983 (P.L.68, NO.30), ARE AMENDED TO READ:

SECTION 4. DEFINITIONS.--THE FOLLOWING WORDS AND PHRASES, AS USED IN THIS ACT, SHALL HAVE THE FOLLOWING MEANINGS, UNLESS THE CONTEXT CLEARLY REQUIRES OTHERWISE.

* * *

(F) "COMPENSATION" MEANS:

(1) MONEY PAYMENTS PAYABLE TO INDIVIDUALS WITH RESPECT TO THEIR UNEMPLOYMENT AS PROVIDED IN THIS ACT[.]; AND

(2) TO THE EXTENT PERMITTED BY LAW, THAT PART OF THE PRINCIPAL OWED ON BONDS ISSUED UNDER ARTICLE XIV OF THIS ACT THAT IS ATTRIBUTABLE TO REPAYMENT OF THE PRINCIPAL OF ADVANCES UNDER TITLE XII OF THE SOCIAL SECURITY ACT (58 STAT. 790, 42 U.S.C. § 1321 ET SEQ.), EXCLUSIVE OF ANY INTEREST OR ADMINISTRATIVE COSTS ASSOCIATED WITH THE BONDS.

* * *

(M.3) "PARTIAL BENEFIT CREDIT" MEANS THAT PART OF THE REMUNERATION, IF ANY PAID OR PAYABLE TO AN INDIVIDUAL WITH RESPECT TO A WEEK FOR WHICH BENEFITS ARE CLAIMED UNDER THE PROVISIONS OF THIS ACT, WHICH IS NOT IN EXCESS OF [FORTY] THIRTY PER CENTUM [(40%)] (30%) OF THE INDIVIDUAL'S WEEKLY BENEFIT RATE OR SIX DOLLARS WHICHEVER IS THE GREATER. SUCH PARTIAL BENEFIT CREDIT IF NOT A MULTIPLE OF ONE DOLLAR (\$1) SHALL BE COMPUTED TO THE NEXT HIGHER MULTIPLE OF ONE DOLLAR (\$1).

* * *

(W) (1) A "VALID APPLICATION FOR BENEFITS" MEANS AN APPLICATION FOR BENEFITS ON A FORM PRESCRIBED BY THE DEPARTMENT, WHICH IS FILED BY AN INDIVIDUAL, AS OF A DAY NOT INCLUDED IN THE BENEFIT YEAR PREVIOUSLY ESTABLISHED BY SUCH INDIVIDUAL, WHO (1) HAS BEEN SEPARATED FROM HIS WORK OR WHO DURING THE WEEK

1 COMMENCING ON THE SUNDAY PREVIOUS TO SUCH DAY HAS WORKED LESS
2 THAN HIS FULL TIME DUE TO LACK OF WORK AND (2) IS QUALIFIED
3 UNDER THE PROVISIONS OF SECTION FOUR HUNDRED AND ONE (A), (B)
4 AND (D) .

5 (2) AN APPLICATION FOR BENEFITS FILED AFTER THE TERMINATION
6 OF A PRECEDING BENEFIT YEAR BY AN INDIVIDUAL SHALL NOT BE
7 CONSIDERED A VALID APPLICATION FOR BENEFITS WITHIN THE MEANING
8 OF THIS SUBSECTION, UNLESS SUCH INDIVIDUAL HAS, SUBSEQUENT TO
9 THE BEGINNING OF SUCH PRECEDING BENEFIT YEAR AND PRIOR TO THE
10 FILING OF SUCH APPLICATION, WORKED AND EARNED WAGES[, WHETHER OR
11 NOT SUCH WORK IS] IN "EMPLOYMENT" AS DEFINED IN THIS ACT IN AN
12 AMOUNT EQUAL TO OR IN EXCESS OF SIX (6) TIMES HIS WEEKLY BENEFIT
13 RATE IN EFFECT DURING SUCH PRECEDING BENEFIT YEAR.

14 (X) "WAGES" MEANS ALL REMUNERATION, (INCLUDING THE CASH
15 VALUE OF MEDIUMS OF PAYMENT OTHER THAN CASH, EXCEPT THAT ONLY
16 CASH WAGES SHALL BE USED TO DETERMINE THE COVERAGE OF
17 AGRICULTURAL LABOR AS DEFINED IN SECTION 4(L)(3)(G) AND DOMESTIC
18 SERVICE AS DEFINED IN SECTION 4(L)(3)(H)), PAID BY AN EMPLOYER
19 TO AN INDIVIDUAL WITH RESPECT TO HIS EMPLOYMENT EXCEPT THAT THE
20 TERM "WAGES" [FOR THE PURPOSE OF PAYING CONTRIBUTIONS] SHALL NOT
21 INCLUDE:

22 (1) [THAT] FOR PURPOSES OF PAYING EMPLOYER CONTRIBUTIONS,
23 THAT PART OF THE REMUNERATION [WHICH IS IN EXCESS OF THE FIRST
24 SEVEN THOUSAND DOLLARS (\$7,000) DURING CALENDAR YEAR 1983 AND
25 EIGHT THOUSAND DOLLARS (\$8,000) DURING CALENDAR YEAR 1984 AND
26 THEREAFTER] PAID TO AN INDIVIDUAL BY EACH OF HIS EMPLOYERS
27 DURING A CALENDAR YEAR THAT EXCEEDS EIGHT THOUSAND FIVE HUNDRED
28 DOLLARS (\$8,500) FOR CALENDAR YEAR 2013, EIGHT THOUSAND SEVEN
29 HUNDRED FIFTY DOLLARS (\$8,750) FOR CALENDAR YEAR 2014, NINE
30 THOUSAND DOLLARS (\$9,000) FOR CALENDAR YEAR 2015, NINE THOUSAND

1 FIVE HUNDRED DOLLARS (\$9,500) FOR CALENDAR YEAR 2016, NINE
2 THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$9,750) FOR CALENDAR YEAR
3 2017 AND TEN THOUSAND DOLLARS (\$10,000) FOR CALENDAR YEAR 2018
4 AND THEREAFTER: PROVIDED, THAT AN EMPLOYER MAY TAKE CREDIT UNDER
5 THIS SUBSECTION FOR REMUNERATION WHICH HIS PREDECESSOR-IN-
6 INTEREST HAS PAID TO AN INDIVIDUAL DURING THE SAME CALENDAR YEAR
7 WITH RESPECT TO EMPLOYMENT; AND PROVIDED ALSO, THAT AN EMPLOYER
8 MAY TAKE CREDIT UNDER THIS SUBSECTION FOR REMUNERATION WHICH HE
9 OR HIS PREDECESSOR-IN-INTEREST HAS PAID TO AN INDIVIDUAL IN THE
10 SAME CALENDAR YEAR ON WHICH CONTRIBUTIONS HAVE BEEN REQUIRED AND
11 PAID BY SUCH EMPLOYER UNDER AN UNEMPLOYMENT COMPENSATION LAW OF
12 ANOTHER STATE, BUT NO SUCH CREDIT MAY BE TAKEN FOR REMUNERATION
13 WHICH HAS BEEN PAID BY ANOTHER EMPLOYER TO SUCH INDIVIDUAL,
14 WHETHER OR NOT CONTRIBUTIONS HAVE BEEN PAID THEREON BY SUCH
15 OTHER EMPLOYER UNDER THIS ACT OR UNDER ANY STATE UNEMPLOYMENT
16 COMPENSATION LAW.

17 * * *

18 SECTION 2. SECTION 301.1(E) OF THE ACT, AMENDED JULY 21,
19 1983 (P.L.68, NO.30), IS AMENDED TO READ:

20 SECTION 301.1. DETERMINATION OF CONTRIBUTION RATE;
21 EXPERIENCE RATING.--

22 * * *

23 (E) [THE] (1) EXCEPT AS PROVIDED IN PARAGRAPH (2), THE
24 STATE ADJUSTMENT FACTOR FOR [THE] A CALENDAR YEAR [BEGINNING
25 JANUARY 1, 1984, SHALL BE ONE AND FIVE-TENTHS PER CENTUM (1.5%)
26 AND THEREAFTER] SHALL BE COMPUTED AS OF THE COMPUTATION DATE FOR
27 SUCH YEAR TO A TENTH OF A PER CENTUM, ROUNDING ALL FRACTIONAL
28 PARTS OF A TENTH OF A PER CENTUM TO THE NEAREST TENTH OF A PER
29 CENTUM, BUT IN NO EVENT LESS THAN ZERO [NOR IN EXCESS OF ONE AND
30 FIVE-TENTHS PER CENTUM (1.5%)], ACCORDING TO THE FOLLOWING

1 FORMULA:

2 BDR - DCR

3 ----- X 100 = STATE ADJUSTMENT FACTOR

4 WT

5 IN WHICH FACTOR "BDR" EQUALS THE AGGREGATE OF (1) ALL BENEFITS

6 PAID BUT NOT CHARGED TO EMPLOYERS' ACCOUNTS, PLUS, (2) ALL

7 BENEFITS PAID AND CHARGED TO INACTIVE AND TERMINATED EMPLOYERS'

8 ACCOUNTS, PLUS, (3) ALL BENEFITS PAID AND CHARGED TO ACCOUNTS OF

9 ACTIVE EMPLOYERS FOR THE PRECEDING YEAR TO THE EXTENT SUCH

10 BENEFITS EXCEED THE COMBINED AMOUNT OF CONTRIBUTIONS PAYABLE BY

11 SUCH EMPLOYERS ON THE BASIS OF THE BENEFIT RATIO FACTOR AND THE

12 RESERVE RATIO FACTOR. FACTOR "DCR" EQUALS THE AGGREGATE OF (1)

13 INTEREST CREDITED TO THE UNEMPLOYMENT COMPENSATION FUND, PLUS,

14 (2) AMOUNTS TRANSFERRED FROM THE SPECIAL ADMINISTRATION FUND AND

15 THE [INTEREST] DEBT SERVICE FUND TO THE UNEMPLOYMENT

16 COMPENSATION FUND, PLUS, (3) REFUNDS OF BENEFITS UNLAWFULLY

17 PAID, PLUS, (4) AMOUNTS CREDITED TO THE UNEMPLOYMENT

18 COMPENSATION FUND BY THE FEDERAL GOVERNMENT OTHER THAN BY LOAN,

19 EXCEPT THAT ANY AMOUNT CREDITED TO THIS COMMONWEALTH'S ACCOUNT

20 UNDER SECTION 903 OF THE FEDERAL SOCIAL SECURITY ACT WHICH HAS

21 BEEN APPROPRIATED FOR EXPENSES OF ADMINISTRATION SHALL BE

22 EXCLUDED FROM THE AMOUNT IN THE UNEMPLOYMENT COMPENSATION FUND

23 IN THE COMPUTATION OF THE "DCR" FACTOR. FACTOR "WT" EQUALS ALL

24 WAGES SUBJECT TO THE LAW UP TO THE LIMITATION DESCRIBED IN

25 SECTION 4(X)(1) PAID BY ALL EMPLOYERS. EACH ITEM IN EACH FACTOR

26 SHALL BE COMPUTED WITH RESPECT TO THE TWELVE-MONTH PERIOD ENDING

27 ON THE COMPUTATION DATE: PROVIDED, THAT SHOULD THE COMPUTED

28 STATE ADJUSTMENT FACTOR FOR [CALENDAR YEAR 1984, AND] ANY YEAR

29 [THEREAFTER] EXCEED [ONE AND FIVE-TENTHS PER CENTUM (1.5%)] THE

30 MAXIMUM RATE ALLOWED UNDER THIS SECTION, SUCH EXCESS OVER [ONE

1 AND FIVE-TENTHS PER CENTUM (1.5%)] THE MAXIMUM RATE SHALL BE
2 ADDED TO THE COMPUTED STATE ADJUSTMENT FACTOR FOR THE FOLLOWING
3 YEAR OR YEARS.

4 (2) THE MAXIMUM STATE ADJUSTMENT FACTOR SHALL BE ONE PER
5 CENTUM (1.0%) FOR CALENDAR YEARS 2013 THROUGH 2016, EIGHTY-FIVE
6 ONE-HUNDREDTHS OF ONE PER CENTUM (.85%) FOR CALENDAR YEAR 2017
7 AND SEVENTY-FIVE ONE-HUNDREDTHS OF ONE PER CENTUM (.75%) FOR
8 CALENDAR YEAR 2018 AND THEREAFTER.

9 * * *

10 SECTION 3. SECTION 301.4 OF THE ACT, AMENDED OCTOBER 19,
11 1988 (P.L.818, NO.109), IS AMENDED TO READ:

12 SECTION 301.4. CONTRIBUTIONS BY EMPLOYES.-- (A)
13 NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, EACH EMPLOYEE
14 SHALL [CONTRIBUTE TO THE UNEMPLOYMENT COMPENSATION FUND] PAY
15 CONTRIBUTIONS AT A RATE OF ZERO PER CENTUM (0.0%) FOR CALENDAR
16 YEAR 1989 AND AT A RATE AS SET FORTH IN SECTION 301.7 FOR EACH
17 CALENDAR YEAR THEREAFTER OF ALL WAGES PAID FOR "EMPLOYMENT" AS
18 DEFINED BY THE ACT WITHOUT REGARD TO THE LIMITATION SPECIFIED IN
19 SECTION 4(X) (1) OF THIS ACT.

20 (B) EACH EMPLOYER SUBJECT TO THIS ACT SHALL BE RESPONSIBLE
21 FOR WITHHOLDING AND SHALL WITHHOLD, IN TRUST, SUCH CONTRIBUTIONS
22 FROM THE WAGES OF HIS EMPLOYEES AT THE TIME SUCH WAGES ARE PAID,
23 AND SHALL REPORT AND TRANSMIT SUCH DEDUCTIONS TO THE DEPARTMENT
24 FOR DEPOSIT INTO THE UNEMPLOYMENT COMPENSATION FUND AND THE
25 REEMPLOYMENT FUND PURSUANT TO THE ALLOCATION PRESCRIBED IN
26 SUBSECTION (E), IN ACCORDANCE WITH RULES AND PROCEDURES
27 ESTABLISHED BY THE DEPARTMENT.

28 (C) ANY EMPLOYER WHO IS AN INDIVIDUAL, OR ANY OFFICER OR
29 AGENT OF ANY EMPLOYER, WHO VIOLATES THE TRUST PROVISION OF THIS
30 SECTION, FAILS TO WITHHOLD, HOLD IN TRUST OR FAILS TO TRANSMIT

1 TO THE DEPARTMENT ALL CONTRIBUTIONS WITHHELD FROM THE WAGES OF
2 HIS EMPLOYEES IN ACCORDANCE WITH THE RULES AND PROCEDURE
3 ESTABLISHED BY THE DEPARTMENT SHALL BE SUBJECT TO THE PROVISIONS
4 OF CLAUSE (2) OF SUBSECTION (A) OF SECTION 301 AND SECTIONS 308,
5 308.1, 308.2, 308.3 AND 309 OF THIS ACT.

6 (D) THIS SECTION SHALL NOT BE DEEMED TO AFFECT OR IMPAIR THE
7 OPERATION OF ANY STATE STATUTE OR ORDINANCE OR RESOLUTION OF A
8 POLITICAL SUBDIVISION WHICH LEVIES OR COLLECTS ANY WAGE TAX OR
9 SIMILAR TAX. CONTRIBUTIONS MADE PURSUANT TO THIS SECTION ARE NOT
10 INTENDED TO REDUCE OR OTHERWISE AFFECT ANY TAX ON WAGES OR
11 SIMILAR TAX.

12 (E) CONTRIBUTIONS PAID UNDER THIS SECTION SHALL BE
13 ALLOCATED BY THE DEPARTMENT BETWEEN THE UNEMPLOYMENT
14 COMPENSATION FUND AND THE REEMPLOYMENT FUND AS FOLLOWS:

15 (1) NINETY-FIVE PER CENTUM (95%) OF THE CONTRIBUTIONS ON
16 WAGES PAID FROM JANUARY 1, 2013, THROUGH SEPTEMBER 30, 2017,
17 SHALL BE DEPOSITED INTO THE UNEMPLOYMENT COMPENSATION FUND AND
18 FIVE PER CENTUM (5%) OF SUCH CONTRIBUTIONS SHALL BE DEPOSITED
19 INTO THE REEMPLOYMENT FUND TO THE EXTENT THE CONTRIBUTIONS ARE
20 PAID ON OR BEFORE DECEMBER 31, 2017.

21 (2) ONE HUNDRED PER CENTUM (100%) OF THE CONTRIBUTIONS ON
22 WAGES PAID FROM JANUARY 1, 2013, THROUGH SEPTEMBER 30, 2017,
23 SHALL BE DEPOSITED INTO THE UNEMPLOYMENT COMPENSATION FUND TO
24 THE EXTENT THE CONTRIBUTIONS ARE PAID ON OR AFTER JANUARY 1,
25 2018.

26 (3) ONE HUNDRED PER CENTUM (100%) OF THE CONTRIBUTIONS ON
27 WAGES PAID ON OR AFTER OCTOBER 1, 2017, SHALL BE DEPOSITED INTO
28 THE UNEMPLOYMENT COMPENSATION FUND.

29 SECTION 4. SECTION 301.6 OF THE ACT, AMENDED JULY 1, 1985
30 (P.L.96, NO.30), IS AMENDED TO READ:

SECTION 301.6. ADDITIONAL CONTRIBUTION FOR INTEREST AND DEBT
SERVICE.-- (A) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT,
ALL EMPLOYERS REQUIRED TO PAY CONTRIBUTIONS UNDER SECTION 301 OR
301.1 OTHER THAN THOSE EMPLOYERS COVERED BY PARAGRAPHS (3) AND
(4) OF SUBSECTION (A) OF SECTION 301 SHALL HAVE THEIR RATE OF
CONTRIBUTION INCREASED BY THE RATE OF THE INTEREST FACTOR IN
EFFECT FOR THE APPLICABLE CALENDAR YEAR.

(B) ALL TAXES COLLECTED UNDER THIS SECTION SHALL BE
CONSIDERED TO BE SEPARATE AND APART FROM ANY CONTRIBUTIONS
REQUIRED TO BE DEPOSITED IN THE UNEMPLOYMENT COMPENSATION FUND.
ALL TAXES COLLECTED UNDER THIS SECTION SHALL BE DEPOSITED IN THE
[INTEREST] DEBT SERVICE FUND ESTABLISHED BY SECTION 601.2 OF
THIS ACT. SUCH TAXES WILL NOT BE CREDITED TO THE EMPLOYER'S
RESERVE ACCOUNT.

(C) (1) [THE INTEREST FACTOR CALCULATED ON WAGES WITH
REGARD TO THE LIMITATIONS SPECIFIED IN SECTION 4(X)(1) SHALL BE
EQUAL TO TWENTY-FIVE HUNDREDTHS OF ONE PER CENTUM (0.25%) FOR
CALENDAR YEAR 1984, FIVE-TENTHS OF ONE PER CENTUM (0.5%) FOR
CALENDAR YEAR 1985, AND THREE-TENTHS OF ONE PER CENTUM (0.3%)
FOR CALENDAR YEAR 1986. THEREAFTER THE] THE INTEREST FACTOR
SHALL BE A VARIABLE RATE NOT TO EXCEED [ONE PER CENTUM (1.0%)]
THE MAXIMUM RATE ALLOWED UNDER PARAGRAPH (2) TO BE DETERMINED
ANNUALLY BY THE DEPARTMENT [AT A RATE NECESSARY TO PAY THE
INTEREST ON OUTSTANDING INTEREST-BEARING ADVANCES UNDER TITLE
XII OF THE SOCIAL SECURITY ACT FOR THE FOLLOWING CALENDAR YEAR.]
IN CONSULTATION WITH THE OFFICE OF THE BUDGET. THE RATE OF THE
INTEREST FACTOR FOR A CALENDAR YEAR SHALL BE THE RATE NECESSARY
TO DO THE FOLLOWING IN THAT YEAR:

(I) PAY THE BOND OBLIGATIONS AND BOND ADMINISTRATIVE
EXPENSES UNDER ARTICLE XIV OF THIS ACT THAT ARE DUE IN THAT

YEAR;

(II) REPLENISH AMOUNTS WHICH HAVE BEEN DRAWN FROM BOND
RESERVES UNDER ARTICLE XIV OF THIS ACT;

(III) MAINTAIN AN ADEQUATE DEBT SERVICE COVERAGE RATIO;

(IV) FUND EARLY, OPTIONAL, MANDATORY OR OTHER REFUNDINGS,
REDEMPTIONS OR PURCHASES OF OUTSTANDING BONDS UNDER ARTICLE XIV
OF THIS ACT THAT WILL OCCUR IN THAT YEAR;

(V) PAY THE INTEREST ON INTEREST-BEARING ADVANCES UNDER
TITLE XII OF THE SOCIAL SECURITY ACT (58 STAT. 790, 42 U.S.C. §
1321 ET SEQ.) THAT IS DUE IN THAT YEAR; AND

(VI) REPAY OUTSTANDING ADVANCES UNDER TITLE XII OF THE
SOCIAL SECURITY ACT.

(2) FOR CALENDAR YEAR 2013 THROUGH THE YEAR DETERMINED UNDER
SECTION 301.8(B)(4), THE MAXIMUM INTEREST FACTOR RATE SHALL BE
ONE AND ONE-TENTH PER CENTUM (1.1%). FOR CALENDAR YEARS
FOLLOWING THE YEAR DETERMINED UNDER SECTION 301.8(B)(4), THE
MAXIMUM INTEREST FACTOR RATE SHALL BE ONE PER CENTUM (1.0%).

(D) CONTRIBUTIONS PAID BY OR ON BEHALF OF AN EMPLOYER UNDER
THIS ACT, OTHER THAN EMPLOYE CONTRIBUTIONS UNDER SECTION 301.4,
SHALL BE ALLOCATED FIRST TO THE EMPLOYER'S LIABILITY UNDER THIS
SECTION. THIS SUBSECTION SHALL APPLY TO CONTRIBUTIONS FOR ANY
CALENDAR QUARTER THAT ENDS AT A TIME WHEN BONDS ISSUED UNDER
ARTICLE XIV ARE OUTSTANDING.

(E) IN THE EVENT THE AMOUNT OF ADDITIONAL CONTRIBUTIONS
COLLECTED UNDER THIS SECTION FOR A CALENDAR YEAR EXCEEDS THE
AMOUNT NECESSARY FOR THE PURPOSES ENUMERATED IN SUBSECTION (C)
FOR THAT YEAR, THE DEPARTMENT MAY USE SUCH EXCESS CONTRIBUTIONS
FOR THE PURPOSES ENUMERATED IN SUBSECTION (C) FOR THE FOLLOWING
YEAR, AND TO THE EXTENT AVAILABLE, TO REDUCE THE AMOUNT OF
ADDITIONAL CONTRIBUTIONS THAT WOULD BE REQUIRED FOR THE

1 FOLLOWING YEAR.

2 (F) NO INTEREST FACTOR SHALL BE REQUIRED FOR [THE YEAR
3 FOLLOWING ANY YEAR IN WHICH THE AMOUNT OF SUCH INTEREST-BEARING
4 ADVANCES HAS BEEN REDUCED TO ZERO, PROVIDED THAT AN INTEREST TAX
5 SHALL BE REQUIRED AND SHALL BE REIMPOSED BY THE DEPARTMENT FOR
6 THE CALENDAR YEAR FOLLOWING ANY YEAR IN WHICH AN INTEREST-
7 BEARING ADVANCE REMAINS OUTSTANDING ON OCTOBER 1 AND THERE ARE
8 NOT SUFFICIENT FUNDS IN THE INTEREST FUND TO PAY THE INTEREST
9 DUE IN THAT YEAR] ANY YEAR FOR WHICH FUNDING IS NOT REQUIRED FOR
10 ANY OF THE PURPOSES ENUMERATED IN SUBSECTION (C).

11 SECTION 5. SECTIONS 301.7(A) AND 301.8(B) OF THE ACT, ADDED
12 OCTOBER 19, 1988 (P.L.818, NO.109), ARE AMENDED TO READ:

13 SECTION 301.7. TRIGGER DETERMINATION.--(A) ON JULY 1 OF
14 EVERY YEAR, THE SECRETARY SHALL CALCULATE THE TRIGGER PERCENTAGE
15 TO BE USED IN SETTING SURCHARGE AND CONTRIBUTION RATES FOR THE
16 CONTRIBUTIONS REQUIRED UNDER SECTIONS 301.2, 301.4 AND 301.5 AND
17 IN SETTING THE BENEFIT REDUCTION REQUIRED UNDER SECTION 404(E)
18 (4) FOR THE FOLLOWING CALENDAR YEAR. THE SECRETARY SHALL:

19 (1) [DETERMINE] ADD THE PRINCIPAL AMOUNT OF OUTSTANDING
20 BONDS UNDER ARTICLE XIV AND THE AMOUNT OF OUTSTANDING ADVANCES
21 UNDER TITLE XII OF THE SOCIAL SECURITY ACT (58 STAT. 790, 42
22 U.S.C. § 1321 ET SEQ.), AND SUBTRACT THAT SUM FROM THE BALANCE
23 IN THE UNEMPLOYMENT COMPENSATION [TRUST] FUND;

24 (2) DETERMINE THE AVERAGE OF THE BENEFIT COSTS FOR THE THREE
25 IMMEDIATELY PRECEDING FISCAL YEARS; AND

26 (3) CALCULATE THE PERCENTAGE THAT THE [UNEMPLOYMENT
27 COMPENSATION TRUST FUND] AMOUNT DETERMINED UNDER PARAGRAPH (1)
28 REPRESENTS OF THE AVERAGE OF THE BENEFIT COSTS.

29 * * *

30 SECTION 301.8. TRIGGER RATE REDETERMINATIONS.--* * *

(B) [THE RATES SHALL BE ADJUSTED TO YIELD THE AMOUNTS
INDICATED AT THE FOLLOWING TRIGGER PERCENTAGES:

(1) AT LEAST ONE HUNDRED FIFTY PER CENTUM (150%), THE
NEGATIVE SURCHARGE ASSESSED UNDER SECTION 301.5 SHALL RESULT IN
AN EMPLOYER CONTRIBUTION REDUCTION OF EIGHTEEN MILLION DOLLARS
(\$18,000,000).

(2) AT LEAST ONE HUNDRED TEN PER CENTUM (110%) BUT LESS THAN
ONE HUNDRED TWENTY-FIVE PER CENTUM (125%), THE SURCHARGE
ASSESSED UNDER SECTION 301.5 SHALL YIELD FIFTY MILLION DOLLARS
(\$50,000,000), AND THE EMPLOYE TAX UNDER SECTION 301.4 SHALL
YIELD THIRTY-THREE MILLION THREE HUNDRED THIRTY-THREE THOUSAND
THREE HUNDRED THIRTY-THREE DOLLARS (\$33,333,333).

(3) AT LEAST NINETY-FIVE PER CENTUM (95%) BUT LESS THAN ONE
HUNDRED TEN PER CENTUM (110%), THE SURCHARGE ASSESSED UNDER
SECTION 301.5 SHALL YIELD ONE HUNDRED MILLION DOLLARS
(\$100,000,000), AND THE EMPLOYE TAX UNDER SECTION 301.4 SHALL
YIELD SIXTY-SIX MILLION SIX HUNDRED SIXTY-SIX THOUSAND SIX
HUNDRED SIXTY-SIX DOLLARS (\$66,666,666).

(4) AT LEAST SEVENTY-FIVE PER CENTUM (75%) BUT LESS THAN
NINETY-FIVE PER CENTUM (95%), THE SURCHARGE ASSESSED UNDER
SECTION 301.5 SHALL YIELD ONE HUNDRED MILLION DOLLARS
(\$100,000,000), THE ADDITIONAL CONTRIBUTIONS UNDER SECTION 301.2
SHALL YIELD SEVENTY-FIVE MILLION DOLLARS (\$75,000,000), AND THE
EMPLOYE TAX UNDER SECTION 301.4 SHALL YIELD ONE HUNDRED SIXTEEN
MILLION SIX HUNDRED SIXTY-SIX THOUSAND SIX HUNDRED SIXTY-SIX
DOLLARS (\$116,666,666).

(5) AT LEAST FIFTY PER CENTUM (50%) BUT LESS THAN SEVENTY-
FIVE PER CENTUM (75%), THE SURCHARGE ASSESSED UNDER SECTION
301.5 SHALL YIELD ONE HUNDRED MILLION DOLLARS (\$100,000,000),
THE ADDITIONAL CONTRIBUTION UNDER SECTION 301.2 SHALL YIELD ONE

1 HUNDRED FIFTY MILLION DOLLARS (\$150,000,000), AND THE EMPLOYE
2 TAX UNDER SECTION 301.4 SHALL YIELD ONE HUNDRED SIXTY-SIX
3 MILLION SIX HUNDRED SIXTY-SIX THOUSAND SIX HUNDRED SIXTY-SIX
4 DOLLARS (\$166,666,666).

5 (6) LESS THAN FIFTY PER CENTUM (50%), THE SURCHARGE ASSESSED
6 UNDER SECTION 301.5 SHALL YIELD ONE HUNDRED MILLION DOLLARS
7 (\$100,000,000), THE ADDITIONAL CONTRIBUTION UNDER SECTION 301.2
8 SHALL YIELD TWO HUNDRED TWENTY-FIVE MILLION DOLLARS
9 (\$225,000,000), THE EMPLOYE TAX UNDER SECTION 301.4 SHALL YIELD
10 ONE HUNDRED SIXTY-SIX MILLION SIX HUNDRED SIXTY-SIX THOUSAND SIX
11 HUNDRED SIXTY-SIX DOLLARS (\$166,666,666), AND THE BENEFIT
12 REDUCTION UNDER SECTION 404(E) (4) SHALL YIELD FIFTY-TWO MILLION
13 DOLLARS (\$52,000,000).]

14 (1) FOR CALENDAR YEARS 2013 THROUGH THE YEAR DETERMINED
15 UNDER PARAGRAPH (4), IF THE TRIGGER PERCENTAGE AS OF JULY 1 OF
16 THE PRECEDING CALENDAR YEAR IS LESS THAN TWO HUNDRED FIFTY PER
17 CENTUM (250%), THE RATES DETERMINED UNDER PARAGRAPH (2) SHALL
18 APPLY. FOR CALENDAR YEARS FOLLOWING THE YEAR DETERMINED UNDER
19 PARAGRAPH (4), IF THE TRIGGER PERCENTAGE AS OF JULY 1 OF THE
20 PRECEDING CALENDAR YEAR IS LESS THAN TWO HUNDRED FIFTY PER
21 CENTUM (250%), THE RATES DETERMINED UNDER PARAGRAPH (3) SHALL
22 APPLY.

23 (2) THE SECRETARY SHALL REDETERMINE THE RATES SUCH THAT THE
24 SURCHARGE ASSESSED UNDER SECTION 301.5 SHALL YIELD ONE HUNDRED
25 MILLION DOLLARS (\$100,000,000), THE ADDITIONAL CONTRIBUTION
26 UNDER SECTION 301.2 SHALL YIELD TWO HUNDRED TWENTY-FIVE MILLION
27 DOLLARS (\$225,000,000), THE EMPLOYE TAX UNDER SECTION 301.4
28 SHALL YIELD ONE HUNDRED SIXTY-SIX MILLION SIX HUNDRED SIXTY-SIX
29 THOUSAND SIX HUNDRED SIXTY-SIX DOLLARS (\$166,666,666), AND THE
30 BENEFIT REDUCTION UNDER SECTION 404(E) (4) SHALL YIELD FIFTY-TWO

1 MILLION DOLLARS (\$52,000,000).

2 (3) THE SECRETARY SHALL REDETERMINE THE RATES SUCH THAT THE
3 SURCHARGE ASSESSED UNDER SECTION 301.5 SHALL YIELD ONE HUNDRED
4 THIRTY-EIGHT MILLION DOLLARS (\$138,000,000), THE ADDITIONAL
5 CONTRIBUTION UNDER SECTION 301.2 SHALL YIELD THE SUM OF THREE
6 HUNDRED TEN MILLION DOLLARS (\$310,000,000) PLUS THE AMOUNT
7 DETERMINED UNDER PARAGRAPH (5), THE EMPLOYE TAX UNDER SECTION
8 301.4 SHALL YIELD TWO HUNDRED THIRTY MILLION DOLLARS
9 (\$230,000,000), AND THE BENEFIT REDUCTION UNDER SECTION 404(E)
10 (4) SHALL YIELD SEVENTY-TWO MILLION DOLLARS (\$72,000,000).

11 (4) THE CALENDAR YEAR DETERMINED UNDER THIS PARAGRAPH SHALL
12 BE THE EARLIEST CALENDAR YEAR SUBSEQUENT TO 2012 ON DECEMBER 31
13 OF WHICH ALL OF THE FOLLOWING APPLY:

14 (I) THERE IS NO UNPAID BALANCE OF FEDERAL ADVANCES UNDER
15 TITLE XII OF THE SOCIAL SECURITY ACT OR INTEREST THEREON.

16 (II) THERE ARE NO OUTSTANDING BOND OBLIGATIONS UNDER ARTICLE
17 XIV OF THIS ACT AND NO BOND ADMINISTRATIVE EXPENSES UNDER
18 ARTICLE XIV OF THIS ACT AND NO SUCH OBLIGATIONS AND NO SUCH
19 EXPENSES WILL BE DUE IN THE FOLLOWING YEAR.

20 (5) THE AMOUNT DETERMINED UNDER THIS PARAGRAPH SHALL BE THE
21 SUM OF:

22 (I) TWENTY PER CENTUM (20%) OF THE AMOUNT PAID FROM THE
23 UNEMPLOYMENT COMPENSATION FUND PURSUANT TO SECTION 1407(C)
24 DURING THE SIXTY (60) CONSECUTIVE CALENDAR MONTHS ENDING ON JUNE
25 30 OF THE YEAR IN WHICH THE REDETERMINATION OCCURS, PLUS

26 (II) TWENTY PER CENTUM (20%) OF THAT PORTION OF THE AMOUNT
27 PAID FROM THE UNEMPLOYMENT COMPENSATION FUND PURSUANT TO SECTION
28 1407(C) DURING THE IMMEDIATELY PRECEDING SIXTY (60) CONSECUTIVE
29 CALENDAR MONTHS THAT IS NOT RECOVERED BY ADDITIONAL
30 CONTRIBUTIONS PAID FOR CALENDAR YEARS THROUGH THE CALENDAR YEAR

1 IN WHICH THE REDETERMINATION OCCURS.

2 * * *

3 SECTION 6. SECTION 304 OF THE ACT, AMENDED OR ADDED APRIL
4 23, 1942 (SP.SESS., P.L.60, NO.23) AND DECEMBER 17, 1959
5 (P.L.1893, NO.693) AND REPEALED IN PART APRIL 28, 1978 (P.L.202,
6 NO.53), IS AMENDED TO READ:

7 SECTION 304. REPORTS BY EMPLOYERS; ASSESSMENTS.--EACH
8 EMPLOYER SHALL FILE WITH THE DEPARTMENT SUCH REPORTS, AT SUCH
9 TIMES, AND CONTAINING SUCH INFORMATION, AS THE DEPARTMENT SHALL
10 REQUIRE, FOR THE PURPOSE OF ASCERTAINING AND PAYING THE
11 CONTRIBUTIONS REQUIRED BY THIS ACT.

12 (A) (1) IF ANY EMPLOYER FAILS WITHIN THE TIME PRESCRIBED BY
13 THE DEPARTMENT TO FILE ANY REPORT NECESSARY TO ENABLE THE
14 DEPARTMENT TO DETERMINE THE AMOUNT OF ANY CONTRIBUTION OWING BY
15 SUCH EMPLOYER, THE DEPARTMENT MAY MAKE AN ASSESSMENT OF
16 CONTRIBUTIONS AGAINST SUCH EMPLOYER OF SUCH AMOUNT OF
17 CONTRIBUTIONS FOR WHICH THE DEPARTMENT BELIEVES SUCH EMPLOYER TO
18 BE LIABLE, TOGETHER WITH INTEREST THEREON AS PROVIDED IN THIS
19 ACT.

20 (2) WITHIN FIFTEEN DAYS AFTER MAKING SUCH ASSESSMENT THE
21 DEPARTMENT SHALL GIVE NOTICE THEREOF [BY REGISTERED MAIL] TO
22 SUCH EMPLOYER AS PROVIDED IN PARAGRAPH (3). IF SUCH EMPLOYER IS
23 DISSATISFIED WITH THE ASSESSMENT SO MADE HE MAY PETITION THE
24 DEPARTMENT FOR A RE-ASSESSMENT IN THE MANNER HEREINAFTER
25 PRESCRIBED.

26 (3) THE DEPARTMENT WILL MAIL NOTICE OF AN ASSESSMENT TO THE
27 EMPLOYER'S LAST KNOWN ADDRESS OR ELECTRONICALLY TRANSMIT NOTICE
28 OF AN ASSESSMENT TO THE EMPLOYER'S ELECTRONIC MAIL ADDRESS, IF
29 THE EMPLOYER HAS DESIGNATED SUCH AN ADDRESS. NOTICE OF AN
30 ASSESSMENT BY MAIL IS COMPLETE UPON MAILING. NOTICE OF AN

1 ASSESSMENT BY ELECTRONIC TRANSMISSION IS COMPLETE WHEN NOTICE IS
2 SENT TO THE EMPLOYER'S ELECTRONIC MAIL ADDRESS.

3 (4) IN ANY PETITION FOR RE-ASSESSMENT FILED HEREUNDER AND IN
4 ANY FURTHER APPEAL TAKEN THEREAFTER AS HEREIN PROVIDED, NO
5 QUESTIONS SHALL BE RAISED WITH RESPECT TO THE DEPARTMENT'S
6 DETERMINATION OF THE ADJUSTMENT FACTOR APPLICABLE TO ANY YEAR
7 COVERED BY THE ASSESSMENT.

8 (B) ANY EMPLOYER AGAINST WHOM AN ASSESSMENT IS MADE MAY,
9 WITHIN FIFTEEN DAYS AFTER [RECEIPT OF] NOTICE THEREOF, PETITION
10 THE DEPARTMENT FOR A RE-ASSESSMENT WHICH PETITION SHALL BE UNDER
11 OATH AND SHALL SET FORTH THEREIN SPECIFICALLY AND IN DETAIL THE
12 GROUNDS AND REASONS UPON WHICH IT IS CLAIMED THAT THE ASSESSMENT
13 IS ERRONEOUS. HEARING OR HEARINGS ON SAID PETITION SHALL BE HELD
14 BY THE DEPARTMENT AT SUCH PLACES AND AT SUCH TIMES AS MAY BE
15 DETERMINED BY RULES AND REGULATIONS OF THE DEPARTMENT AND DUE
16 NOTICE OF THE TIME AND PLACE OF SUCH HEARING GIVEN [BY
17 REGISTERED MAIL] TO SUCH PETITIONER.

18 (D) AS TO ANY EMPLOYER WHO FAILS TO PETITION FOR RE-
19 ASSESSMENTS, OR, HAVING PETITIONED AFTER DUE NOTICE OF HEARING,
20 FAILS TO APPEAR AND BE HEARD, OR, IN THE CASE OF A RE-
21 ASSESSMENT, TO APPEAL, SUCH ASSESSMENT OR RE-ASSESSMENT OF THE
22 DEPARTMENT SHALL THEN BECOME FINAL, AND THE CONTRIBUTIONS AND
23 INTEREST ASSESSED OR RE-ASSESSED BY THE DEPARTMENT BECOME
24 FORTHWITH DUE AND PAYABLE, AND NO DEFENSE WHICH MIGHT HAVE BEEN
25 DETERMINED BY THE DEPARTMENT OR IN THE EVENT OF AN APPEAL FROM
26 RE-ASSESSMENT BY THE COURT SHALL BE AVAILABLE TO ANY EMPLOYER IN
27 ANY SUIT OR PROCEEDING BROUGHT BY THE COMMONWEALTH IN THE NAME
28 OF THE FUND FOR THE RECOVERY OF SUCH CONTRIBUTION BASED ON SUCH
29 ASSESSMENT OR RE-ASSESSMENT.

30 (E) IN ANY HEARINGS HELD BY THE DEPARTMENT IN PURSUANCE OF

1 THE PROVISIONS OF THIS SECTION THE DEPARTMENT IS HEREBY
2 AUTHORIZED AND EMPOWERED TO EXAMINE ANY PERSON OR PERSONS UNDER
3 OATH CONCERNING ANY MATTERS PERTAINING TO THE DETERMINATION OF
4 THE LIABILITY OF THE EMPLOYER FOR CONTRIBUTIONS UNDER THE
5 PROVISIONS OF THIS ACT AND TO THIS END MAY COMPEL THE PRODUCTION
6 OF BOOKS, PAPERS AND RECORDS AND COMPEL THE ATTENDANCE OF ALL
7 PERSONS, WHETHER AS PARTIES OR WITNESSES, WHOM AND WHICH THE
8 DEPARTMENT BELIEVES TO HAVE OR CONTAIN KNOWLEDGE OR INFORMATION
9 MATERIAL TO SUCH DETERMINATION. THE CONDUCT OF HEARINGS AND
10 APPEALS BEFORE THE DEPARTMENT SHALL BE IN ACCORDANCE WITH RULES
11 OF PROCEDURE PRESCRIBED BY THE DEPARTMENT, WHETHER OR NOT SUCH
12 RULES CONFORM TO COMMON LAW OR RULES OF EVIDENCE OR OTHER
13 TECHNICAL RULES OF PROCEDURE, BUT SHALL BE UNDER SUPERVISION OF
14 THE [ATTORNEY GENERAL OF THE COMMONWEALTH.] OFFICE OF GENERAL
15 COUNSEL IN ACCORDANCE WITH THE ACT OF OCTOBER 15, 1980 (P.L.950,
16 NO.164), KNOWN AS THE "COMMONWEALTH ATTORNEYS ACT."

17 (F) WITNESS FEES AND EXPENSES OF PROCEEDINGS INVOLVING SUCH
18 ASSESSMENTS OR RE-ASSESSMENTS AND THE DETERMINATION THEREOF
19 SHALL BE DEEMED PART OF THE EXPENSES OF ADMINISTERING THIS ACT
20 AND SHALL BE PAID FROM THE ADMINISTRATION FUND. TESTIMONY AT ANY
21 HEARING BEFORE THE DEPARTMENT HELD IN PURSUANCE OF THE
22 PROVISIONS OF THIS SECTION SHALL BE TAKEN BY A REPORTER BUT NEED
23 NOT BE TRANSCRIBED UNLESS AN APPEAL BE TAKEN FROM A RE-
24 ASSESSMENT MADE THEREON.

25 SECTION 7. SECTION 308.1(C) OF THE ACT, AMENDED JUNE 22,
26 1964 (SP.SESS., P.L.112, NO.7), IS AMENDED TO READ:

27 SECTION 308.1. CONTRIBUTIONS TO BE LIENS; ENTRY AND
28 ENFORCEMENT THEREOF.--* * *

29 (C) THE LIENS SHALL CONTINUE [FOR FIVE YEARS FROM THE DATE
30 OF ENTRY AND MAY BE REVIVED AND CONTINUED IN THE MANNER NOW OR

1 HEREAFTER PROVIDED FOR THE RENEWAL OF JUDGMENTS OR AS MAY BE
2 PROVIDED IN THE FISCAL CODE, AS AMENDED] AND SHALL RETAIN THEIR
3 PRIORITY WITHOUT THE NECESSITY OF REFILEING OR REVIVAL.

4 * * *

5 SECTION 8. SECTION 309 OF THE ACT IS AMENDED BY ADDING A
6 SUBSECTION TO READ:

7 SECTION 309. COLLECTION OF CONTRIBUTIONS AND INTEREST;
8 INJUNCTIONS.--* * *

9 (C) IN ADDITION TO THE METHODS OF COLLECTION AUTHORIZED IN
10 THIS ACT, THE DEPARTMENT MAY COLLECT CONTRIBUTIONS, INTEREST,
11 PENALTIES AND OTHER LIABILITIES DUE UNDER THIS ACT AS PROVIDED
12 UNDER 26 U.S.C. § 6402 (RELATING TO AUTHORITY TO MAKE CREDITS OR
13 REFUNDS) AND BY ANY OTHER MEANS AVAILABLE UNDER FEDERAL OR STATE
14 LAW.

15 SECTION 9. SECTION 313 OF THE ACT, ADDED JULY 21, 1983
16 (P.L.68, NO.30), IS AMENDED TO READ:

17 SECTION 313. DISHONORED [CHECKS] PAYMENTS.--THE DEPARTMENT
18 IS HEREBY AUTHORIZED TO CHARGE A PENALTY OF ONE HUNDRED PER
19 CENTUM (100%) OF THE FACE VALUE OF THE CHECK OR PAYMENT BY
20 ELECTRONIC TRANSFER, UP TO A MAXIMUM OF ONE [HUNDRED DOLLARS
21 (\$100)] THOUSAND DOLLARS (\$1,000) WITH A MINIMUM OF [TEN DOLLARS
22 (\$10)] TWENTY-FIVE DOLLARS (\$25) PER OCCURRENCE FOR ALL
23 DISHONORED CHECKS AND PAYMENTS BY ELECTRONIC TRANSFER THAT ARE
24 NOT CREDITED UPON TRANSMISSION OR AT SUCH OTHER AMOUNTS AS SHALL
25 BE DETERMINED BY THE SECRETARY AND PUBLISHED IN THE PENNSYLVANIA
26 BULLETIN AS A NOTICE UNDER 45 PA.C.S. § 725(A)(3) (RELATING TO
27 ADDITIONAL CONTENTS OF PENNSYLVANIA BULLETIN). SUCH SUMS SHALL
28 BE COLLECTIBLE IN THE MANNER PROVIDED IN SECTIONS 308.1, 308.2,
29 308.3 AND 309 OF THIS ACT.

30 SECTION 10. SECTION 401(A) AND (F) OF THE ACT, AMENDED JULY

1 10, 1980 (P.L.521, NO.108), AND DECEMBER 9, 2002 (P.L.1330,
2 NO.156), ARE AMENDED TO READ:

3 SECTION 401. QUALIFICATIONS REQUIRED TO SECURE
4 COMPENSATION.--COMPENSATION SHALL BE PAYABLE TO ANY EMPLOYE WHO
5 IS OR BECOMES UNEMPLOYED, AND WHO--

6 (A) SATISFIES BOTH OF THE FOLLOWING REQUIREMENTS:

7 (1) HAS, WITHIN HIS BASE YEAR, BEEN PAID WAGES FOR
8 EMPLOYMENT AS REQUIRED BY SECTION 404(C) OF THIS ACT[: PROVIDED,
9 HOWEVER, THAT NOT].

10 (2) EXCEPT AS PROVIDED IN SECTION 404(A)(3), NOT LESS THAN
11 [TWENTY PER CENTUM (20%)] FORTY-NINE AND ONE HALF PER CENTUM
12 (49.5%) OF THE EMPLOYE'S TOTAL BASE YEAR WAGES HAVE BEEN PAID IN
13 ONE OR MORE QUARTERS, OTHER THAN THE HIGHEST QUARTER IN SUCH
14 EMPLOYE'S BASE YEAR.

15 * * *

16 (F) HAS EARNED, SUBSEQUENT TO HIS SEPARATION FROM WORK UNDER
17 CIRCUMSTANCES WHICH ARE DISQUALIFYING UNDER THE PROVISIONS OF
18 SUBSECTIONS 402(B), 402(E), 402(E.1) AND 402(H) OF THIS ACT,
19 REMUNERATION FOR SERVICES IN AN AMOUNT EQUAL TO OR IN EXCESS OF
20 SIX (6) TIMES HIS WEEKLY BENEFIT RATE [IRRESPECTIVE OF WHETHER
21 OR NOT SUCH SERVICES WERE] IN "EMPLOYMENT" AS DEFINED IN THIS
22 ACT. THE PROVISIONS OF THIS SUBSECTION SHALL NOT APPLY TO A
23 SUSPENSION OF WORK BY AN INDIVIDUAL PURSUANT TO A LEAVE OF
24 ABSENCE GRANTED BY HIS LAST EMPLOYER, PROVIDED SUCH INDIVIDUAL
25 HAS MADE A REASONABLE EFFORT TO RETURN TO WORK WITH SUCH
26 EMPLOYER UPON THE EXPIRATION OF HIS LEAVE OF ABSENCE.

27 * * *

28 SECTION 11. SECTION 404(A), (C) AND (E)(1) AND (2) OF THE
29 ACT, AMENDED JULY 21, 1983 (P.L.68, NO.30) AND JUNE 17, 2011
30 (P.L.16, NO.6), ARE AMENDED TO READ:

1 SECTION 404. RATE AND AMOUNT OF COMPENSATION.--COMPENSATION
2 SHALL BE PAID TO EACH ELIGIBLE EMPLOYEE IN ACCORDANCE WITH THE
3 FOLLOWING PROVISIONS OF THIS SECTION EXCEPT THAT COMPENSATION
4 PAYABLE WITH RESPECT TO WEEKS ENDING IN BENEFIT YEARS WHICH
5 BEGIN PRIOR TO THE FIRST DAY OF JANUARY 1989 SHALL BE PAID ON
6 THE BASIS OF THE PROVISIONS OF THIS SECTION IN EFFECT AT THE
7 BEGINNING OF SUCH BENEFIT YEARS.

8 (A) (1) THE EMPLOYEE'S WEEKLY BENEFIT RATE SHALL BE COMPUTED
9 AS (1) THE AMOUNT APPEARING IN PART B OF THE TABLE SPECIFIED FOR
10 THE DETERMINATION OF RATE AND AMOUNT OF BENEFITS ON THE LINE ON
11 WHICH IN PART A THERE APPEARS HIS "HIGHEST QUARTERLY WAGE," OR
12 (2) FIFTY PER CENTUM (50%) OF HIS FULL-TIME WEEKLY WAGE,
13 WHICHEVER IS GREATER. NOTWITHSTANDING ANY OTHER PROVISION OF
14 THIS ACT, IF AN EMPLOYEE'S WEEKLY BENEFIT RATE, AS CALCULATED
15 UNDER THIS PARAGRAPH, IS LESS THAN SEVENTY DOLLARS (\$70), HE
16 SHALL BE INELIGIBLE TO RECEIVE ANY AMOUNT OF COMPENSATION. IF
17 THE EMPLOYEE'S WEEKLY BENEFIT RATE IS NOT A MULTIPLE OF ONE
18 DOLLAR (\$1), IT SHALL BE ROUNDED TO THE NEXT LOWER MULTIPLE OF
19 ONE DOLLAR (\$1).

20 (2) IF THE BASE YEAR WAGES OF AN EMPLOYEE WHOSE WEEKLY
21 BENEFIT RATE HAS BEEN DETERMINED UNDER CLAUSE (2) OF PARAGRAPH
22 (1) OF THIS SUBSECTION ARE INSUFFICIENT TO QUALIFY HIM UNDER
23 SUBSECTION (C) OF THIS SECTION, HIS WEEKLY BENEFIT RATE SHALL BE
24 REDETERMINED UNDER CLAUSE (1) OF PARAGRAPH (1) OF THIS
25 SUBSECTION.

26 (3) IF [THE BASE YEAR WAGES OF AN EMPLOYEE WHOSE] AN
27 EMPLOYEE'S WEEKLY BENEFIT RATE [HAS BEEN] AS DETERMINED UNDER
28 CLAUSE (1) OF PARAGRAPH (1) OF THIS SUBSECTION, OR REDETERMINED
29 UNDER PARAGRAPH (2) OF THIS SUBSECTION, AS THE CASE MAY BE, IS
30 LESS THAN THE MAXIMUM WEEKLY BENEFIT RATE AND THE EMPLOYEE'S BASE

1 YEAR WAGES ARE INSUFFICIENT TO QUALIFY HIM UNDER SUBSECTION (C)
2 OF THIS SECTION BUT ARE SUFFICIENT TO QUALIFY HIM FOR ANY ONE OF
3 THE NEXT [THREE] TWO LOWER WEEKLY BENEFIT RATES, HIS WEEKLY
4 BENEFIT RATE SHALL BE REDETERMINED AT THE HIGHEST OF SUCH NEXT
5 LOWER RATES.

6 * * *

7 [(C) THE TOTAL AMOUNT OF BENEFITS TO WHICH AN OTHERWISE
8 ELIGIBLE EMPLOYE WHO HAS BASE YEAR WAGES IN AN AMOUNT EQUAL TO,
9 OR IN EXCESS OF, THE AMOUNT OF QUALIFYING WAGES APPEARING IN
10 PART C OF THE TABLE SPECIFIED FOR THE DETERMINATION OF RATE AND
11 AMOUNT OF BENEFITS ON THE LINE ON WHICH IN PART B THERE APPEARS
12 HIS WEEKLY BENEFIT RATE, AS DETERMINED UNDER SUBSECTION (A) OF
13 THIS SECTION, SHALL BE ENTITLED DURING HIS BENEFIT YEAR TO THE
14 AMOUNT APPEARING IN PART B ON SAID LINE MULTIPLIED BY THE NUMBER
15 OF QUALIFYING CREDIT WEEKS DURING HIS BASE YEAR, UP TO A MAXIMUM
16 OF TWENTY-SIX (26): PROVIDED HE HAD EIGHTEEN (18) OR MORE
17 "CREDIT WEEKS" DURING HIS BASE YEAR. NOTWITHSTANDING ANY OTHER
18 PROVISION OF THIS ACT, ANY EMPLOYE WITH LESS THAN EIGHTEEN (18)
19 "CREDIT WEEKS" DURING THE EMPLOYE'S BASE YEAR SHALL BE
20 INELIGIBLE TO RECEIVE ANY AMOUNT OF COMPENSATION.]

21 (C) IF AN OTHERWISE ELIGIBLE EMPLOYE HAS BASE YEAR WAGES IN
22 AN AMOUNT EQUAL TO, OR IN EXCESS OF, THE AMOUNT OF QUALIFYING
23 WAGES APPEARING IN PART C OF THE TABLE SPECIFIED FOR THE
24 DETERMINATION OF RATE AND AMOUNT OF BENEFITS ON THE LINE ON
25 WHICH IN PART B THERE APPEARS HIS WEEKLY BENEFIT RATE, AS
26 DETERMINED UNDER SUBSECTION (A) OF THIS SECTION AND HAD EIGHTEEN
27 (18) OR MORE CREDIT WEEKS DURING HIS BASE YEAR, HE SHALL BE
28 ENTITLED DURING HIS BENEFIT YEAR TO THE AMOUNT APPEARING IN PART
29 B ON SAID LINE MULTIPLIED BY THE NUMBER OF CREDIT WEEKS DURING
30 HIS BASE YEAR, UP TO A MAXIMUM OF TWENTY-SIX (26).

1 NOTWITHSTANDING ANY OTHER PROVISION OF THIS ACT, ANY EMPLOYEE
2 WITH LESS THAN EIGHTEEN (18) CREDIT WEEKS DURING THE EMPLOYEE'S
3 BASE YEAR SHALL BE INELIGIBLE TO RECEIVE ANY AMOUNT OF
4 COMPENSATION.

5 * * *

6 (E) (1) TABLE SPECIFIED FOR THE DETERMINATION OF
7 RATE AND AMOUNT OF BENEFITS

8 [PART A

9 HIGHEST	PART B	PART C	PART D	PART E
10 QUARTERLY	RATE OF	QUALIFYING	AMOUNT OF	COMPENSATION
11 WAGE	COMPENSATION	WAGES		
12 \$ 800-812	\$35	\$1320	\$910	\$560
13 813-837	36	1360	936	576
14 838-862	37	1400	962	592
15 863-887	38	1440	988	608
16 888-912	39	1480	1014	624
17 913-937	40	1520	1040	640
18 938-962	41	1560	1066	656
19 963-987	42	1600	1092	672
20 988-1012	43	1640	1118	688
21 1013-1037	44	1680	1144	704
22 1038-1062	45	1720	1170	720
23 1063-1087	46	1760	1196	736
24 1088-1112	47	1800	1222	752
25 1113-1162	48	1840	1248	768
26 1163-1187	49	1880	1274	784
27 1188-1212	50	1920	1300	800
28 1213-1237	51	1960	1326	816
29 1238-1262	52	2000	1352	832
30 1263-1287	53	2040	1378	848

1	1288-1312	54	2080	1404	864
2	1313-1337	55	2120	1430	880
3	1338-1362	56	2160	1456	896
4	1363-1387	57	2200	1482	912
5	1388-1412	58	2240	1508	928
6	1413-1437	59	2280	1534	944
7	1438-1462	60	2320	1560	960
8	1463-1487	61	2360	1586	976
9	1488-1512	62	2400	1612	992
10	1513-1537	63	2440	1638	1008
11	1538-1562	64	2480	1664	1024
12	1563-1587	65	2520	1690	1040
13	1588-1612	66	2560	1716	1056
14	1613-1637	67	2600	1742	1072
15	1638-1662	68	2640	1768	1088
16	1663-1687	69	2680	1794	1104
17	1688-1712	70	2720	1820	1120
18	1713-1737	71	2760	1846	1136
19	1738-1762	72	2800	1872	1152
20	1763-1787	73	2840	1898	1168
21	1788-1812	74	2880	1924	1184
22	1813-1837	75	2920	1950	1200
23	1838-1862	76	2960	1976	1216
24	1863-1887	77	3000	2002	1232
25	1888-1912	78	3040	2028	1248
26	1913-1937	79	3080	2054	1264
27	1938-1962	80	3120	2080	1280
28	1963-1987	81	3160	2106	1296
29	1988-2012	82	3200	2132	1312
30	2013-2037	83	3240	2158	1328

1	2038-2062	84	3280	2184	1344
2	2063-2087	85	3320	2210	1360
3	2088-2112	86	3360	2236	1376
4	2113-2137	87	3400	2262	1392
5	2138-2162	88	3440	2288	1408
6	2163-2187	89	3480	2314	1424
7	2188-2212	90	3520	2340	1440
8	2213-2237	91	3560	2366	1456
9	2238-2262	92	3600	2392	1472
10	2263-2287	93	3640	2418	1488
11	2288-2312	94	3680	2444	1504
12	2313-2337	95	3720	2470	1520
13	2338-2362	96	3760	2496	1536
14	2363-2387	97	3800	2522	1552
15	2388-2412	98	3840	2558	1568
16	2413-2437	99	3880	2574	1584
17	2438-2462	100	3920	2600	1600
18	2463-2487	101	3960	2626	1616
19	2488-2512	102	4000	2652	1632
20	2513-2537	103	4040	2678	1648
21	2538-2562	104	4080	2704	1664
22	2563-2587	105	4120	2730	1680
23	2588-2612	106	4160	2756	1696
24	2613-2637	107	4200	2782	1712
25	2638-2662	108	4240	2808	1728
26	2663-2687	109	4280	2834	1744
27	2688-2712	110	4320	2860	1760
28	2713-2737	111	4360	2886	1776
29	2738-2762	112	4400	2912	1792
30	2763-2787	113	4440	2938	1808

1	2788-2812	114	4480	2964	1824
2	2813-2837	115	4520	2990	1840
3	2838-2862	116	4560	3016	1856
4	2863-2887	117	4600	3042	1872
5	2888-2912	118	4640	3068	1888
6	2913-2937	119	4680	3094	1904
7	2938-2962	120	4720	3120	1920
8	2963-2987	121	4760	3146	1936
9	2988-3012	122	4800	3172	1952
10	3013-3037	123	4840	3198	1968
11	3038-3062	124	4880	3224	1984
12	3063-3087	125	4920	3250	2000
13	3088-3112	126	4960	3276	2016
14	3113-3137	127	5000	3302	2032
15	3138-3162	128	5040	3328	2048
16	3163-3187	129	5080	3354	2064
17	3188-3212	130	5120	3380	2080
18	3213-3237	131	5160	3406	2096
19	3238-3262	132	5200	3432	2112
20	3263-3287	133	5240	3458	2128
21	3288-3312	134	5280	3484	2144
22	3313-3337	135	5320	3510	2160
23	3338-3362	136	5360	3536	2176
24	3363-3387	137	5400	3562	2192
25	3388-3412	138	5440	3588	2208
26	3413-3437	139	5480	3614	2224
27	3438-3462	140	5520	3640	2240
28	3463-3487	141	5560	3666	2256
29	3488-3512	142	5600	3692	2272
30	3513-3537	143	5640	3718	2288

1	3538-3562	144	5680	3744	2304
2	3563-3587	145	5720	3770	2320
3	3588-3612	146	5760	3796	2336
4	3613-3637	147	5800	3822	2352
5	3638-3662	148	5840	3848	2368
6	3663-3687	149	5880	3874	2384
7	3688-3712	150	5920	3900	2400
8	3713-3737	151	5960	3926	2416
9	3738-3762	152	6000	3952	2432
10	3763-3787	153	6040	3978	2448
11	3788-3812	154	6080	4004	2464
12	3813-3837	155	6120	4030	2480
13	3838-3862	156	6160	4056	2496
14	3863-3887	157	6200	4082	2512
15	3888-3912	158	6240	4108	2528
16	3913-3937	159	6280	4134	2544
17	3938-3962	160	6320	4170	2560
18	3963-3987	161	6360	4196	2576
19	3988-4012	162	6400	4212	2592
20	4013-4037	163	6440	4238	2608
21	4038-4062	164	6480	4264	2624
22	4063-4087	165	6520	4290	2640
23	4088-4112	166	6560	4316	2656
24	4113-4137	167	6600	4342	2672
25	4138-4162	168	6640	4368	2688
26	4163-4187	169	6680	4394	2704
27	4188-4212	170	6720	4420	2720
28	4213-4237	171	6760	4446	2736
29	4238-4262	172	6800	4472	2752
30	4263-4287	173	6840	4498	2768

1	4288-4312	174	6880	4524	2784
2	4313-4337	175	6920	4550	2800
3	4338-4362	176	6960	4576	2816
4	4363-4387	177	7000	4602	2832
5	4388-4412	178	7040	4628	2848
6	4413-4437	179	7080	4654	2864
7	4438-4462	180	7120	4680	2880
8	4463-4487	181	7160	4706	2896
9	4488-4512	182	7200	4732	2912
10	4513-4537	183	7240	4758	2928
11	4538-4562	184	7280	4784	2944
12	4563-4587	185	7320	4810	2960
13	4588-4612	186	7360	4836	2976
14	4613-4637	187	7400	4862	2992
15	4638-4662	188	7440	4888	3008
16	4663-4687	189	7480	4914	3024
17	4688-4712	190	7520	4940	3040
18	4713-4737	191	7560	4966	3056
19	4738-4762	192	7600	4992	3072
20	4763-4787	193	7640	5018	3088
21	4788-4812	194	7680	5044	3104
22	4813-4837	195	7720	5070	3120
23	4838-4862	196	7760	5096	3136
24	4863-4887	197	7800	5122	3152
25	4888-4912	198	7840	5148	3168
26	4913-4937	199	7880	5174	3184
27	4938-4962	200	7920	5200	3200
28	4963-4987	201	7960	5226	3216
29	4988-5012	202	8000	5252	3232
30	5013-5037	203	8040	5278	3248

1	5038-5062	204	8080	5304	3264
2	5063 OR MORE	205	*8120	5330	3280
3	* (THIS FIGURE SUBJECT TO SECTION 401(A)) .]				

4 PART A

5 HIGHEST

PART B

PART C

6 QUARTERLY

RATE OF

QUALIFYING

7 WAGE

COMPENSATION

WAGES

8	<u>\$1688-1712</u>	<u>\$70</u>	<u>3391</u>
9	<u>1713-1737</u>	<u>71</u>	<u>3440</u>
10	<u>1738-1762</u>	<u>72</u>	<u>3490</u>
11	<u>1763-1787</u>	<u>73</u>	<u>3539</u>
12	<u>1788-1812</u>	<u>74</u>	<u>3589</u>
13	<u>1813-1837</u>	<u>75</u>	<u>3638</u>
14	<u>1838-1862</u>	<u>76</u>	<u>3688</u>
15	<u>1863-1887</u>	<u>77</u>	<u>3737</u>
16	<u>1888-1912</u>	<u>78</u>	<u>3787</u>
17	<u>1913-1937</u>	<u>79</u>	<u>3836</u>
18	<u>1938-1962</u>	<u>80</u>	<u>3886</u>
19	<u>1963-1987</u>	<u>81</u>	<u>3935</u>
20	<u>1988-2012</u>	<u>82</u>	<u>3985</u>
21	<u>2013-2037</u>	<u>83</u>	<u>4034</u>
22	<u>2038-2062</u>	<u>84</u>	<u>4084</u>
23	<u>2063-2087</u>	<u>85</u>	<u>4133</u>
24	<u>2088-2112</u>	<u>86</u>	<u>4183</u>
25	<u>2113-2137</u>	<u>87</u>	<u>4232</u>
26	<u>2138-2162</u>	<u>88</u>	<u>4282</u>
27	<u>2163-2187</u>	<u>89</u>	<u>4331</u>
28	<u>2188-2212</u>	<u>90</u>	<u>4381</u>
29	<u>2213-2237</u>	<u>91</u>	<u>4430</u>
30	<u>2238-2262</u>	<u>92</u>	<u>4480</u>

1	<u>2263-2287</u>	<u>93</u>	<u>4529</u>
2	<u>2288-2312</u>	<u>94</u>	<u>4579</u>
3	<u>2313-2337</u>	<u>95</u>	<u>4628</u>
4	<u>2338-2362</u>	<u>96</u>	<u>4678</u>
5	<u>2363-2387</u>	<u>97</u>	<u>4727</u>
6	<u>2388-2412</u>	<u>98</u>	<u>4777</u>
7	<u>2413-2437</u>	<u>99</u>	<u>4826</u>
8	<u>2438-2462</u>	<u>100</u>	<u>4876</u>
9	<u>2463-2487</u>	<u>101</u>	<u>4925</u>
10	<u>2488-2512</u>	<u>102</u>	<u>4975</u>
11	<u>2513-2537</u>	<u>103</u>	<u>5024</u>
12	<u>2538-2562</u>	<u>104</u>	<u>5074</u>
13	<u>2563-2587</u>	<u>105</u>	<u>5123</u>
14	<u>2588-2612</u>	<u>106</u>	<u>5173</u>
15	<u>2613-2637</u>	<u>107</u>	<u>5222</u>
16	<u>2638-2662</u>	<u>108</u>	<u>5272</u>
17	<u>2663-2687</u>	<u>109</u>	<u>5321</u>
18	<u>2688-2712</u>	<u>110</u>	<u>5371</u>
19	<u>2713-2737</u>	<u>111</u>	<u>5420</u>
20	<u>2738-2762</u>	<u>112</u>	<u>5470</u>
21	<u>2763-2787</u>	<u>113</u>	<u>5519</u>
22	<u>2788-2812</u>	<u>114</u>	<u>5569</u>
23	<u>2813-2837</u>	<u>115</u>	<u>5618</u>
24	<u>2838-2862</u>	<u>116</u>	<u>5668</u>
25	<u>2863-2887</u>	<u>117</u>	<u>5717</u>
26	<u>2888-2912</u>	<u>118</u>	<u>5767</u>
27	<u>2913-2937</u>	<u>119</u>	<u>5816</u>
28	<u>2938-2962</u>	<u>120</u>	<u>5866</u>
29	<u>2963-2987</u>	<u>121</u>	<u>5915</u>
30	<u>2988-3012</u>	<u>122</u>	<u>5965</u>

1	<u>3013-3037</u>	<u>123</u>	<u>6014</u>
2	<u>3038-3062</u>	<u>124</u>	<u>6064</u>
3	<u>3063-3087</u>	<u>125</u>	<u>6113</u>
4	<u>3088-3112</u>	<u>126</u>	<u>6163</u>
5	<u>3113-3137</u>	<u>127</u>	<u>6212</u>
6	<u>3138-3162</u>	<u>128</u>	<u>6262</u>
7	<u>3163-3187</u>	<u>129</u>	<u>6311</u>
8	<u>3188-3212</u>	<u>130</u>	<u>6361</u>
9	<u>3213-3237</u>	<u>131</u>	<u>6410</u>
10	<u>3238-3262</u>	<u>132</u>	<u>6460</u>
11	<u>3263-3287</u>	<u>133</u>	<u>6509</u>
12	<u>3288-3312</u>	<u>134</u>	<u>6559</u>
13	<u>3313-3337</u>	<u>135</u>	<u>6608</u>
14	<u>3338-3362</u>	<u>136</u>	<u>6658</u>
15	<u>3363-3387</u>	<u>137</u>	<u>6707</u>
16	<u>3388-3412</u>	<u>138</u>	<u>6757</u>
17	<u>3413-3437</u>	<u>139</u>	<u>6806</u>
18	<u>3438-3462</u>	<u>140</u>	<u>6856</u>
19	<u>3463-3487</u>	<u>141</u>	<u>6905</u>
20	<u>3488-3512</u>	<u>142</u>	<u>6955</u>
21	<u>3513-3537</u>	<u>143</u>	<u>7004</u>
22	<u>3538-3562</u>	<u>144</u>	<u>7054</u>
23	<u>3563-3587</u>	<u>145</u>	<u>7103</u>
24	<u>3588-3612</u>	<u>146</u>	<u>7153</u>
25	<u>3613-3637</u>	<u>147</u>	<u>7202</u>
26	<u>3638-3662</u>	<u>148</u>	<u>7252</u>
27	<u>3663-3687</u>	<u>149</u>	<u>7301</u>
28	<u>3688-3712</u>	<u>150</u>	<u>7351</u>
29	<u>3713-3737</u>	<u>151</u>	<u>7400</u>
30	<u>3738-3762</u>	<u>152</u>	<u>7450</u>

1	<u>3763-3787</u>	<u>153</u>	<u>7500</u>
2	<u>3788-3812</u>	<u>154</u>	<u>7549</u>
3	<u>3813-3837</u>	<u>155</u>	<u>7599</u>
4	<u>3838-3862</u>	<u>156</u>	<u>7648</u>
5	<u>3863-3887</u>	<u>157</u>	<u>7698</u>
6	<u>3888-3912</u>	<u>158</u>	<u>7747</u>
7	<u>3913-3937</u>	<u>159</u>	<u>7797</u>
8	<u>3938-3962</u>	<u>160</u>	<u>7846</u>
9	<u>3963-3987</u>	<u>161</u>	<u>7896</u>
10	<u>3988-4012</u>	<u>162</u>	<u>7945</u>
11	<u>4013-4037</u>	<u>163</u>	<u>7995</u>
12	<u>4038-4062</u>	<u>164</u>	<u>8044</u>
13	<u>4063-4087</u>	<u>165</u>	<u>8094</u>
14	<u>4088-4112</u>	<u>166</u>	<u>8143</u>
15	<u>4113-4137</u>	<u>167</u>	<u>8193</u>
16	<u>4138-4162</u>	<u>168</u>	<u>8242</u>
17	<u>4163-4187</u>	<u>169</u>	<u>8292</u>
18	<u>4188-4212</u>	<u>170</u>	<u>8341</u>
19	<u>4213-4237</u>	<u>171</u>	<u>8391</u>
20	<u>4238-4262</u>	<u>172</u>	<u>8440</u>
21	<u>4263-4287</u>	<u>173</u>	<u>8490</u>
22	<u>4288-4312</u>	<u>174</u>	<u>8539</u>
23	<u>4313-4337</u>	<u>175</u>	<u>8589</u>
24	<u>4338-4362</u>	<u>176</u>	<u>8638</u>
25	<u>4363-4387</u>	<u>177</u>	<u>8688</u>
26	<u>4388-4412</u>	<u>178</u>	<u>8737</u>
27	<u>4413-4437</u>	<u>179</u>	<u>8787</u>
28	<u>4438-4462</u>	<u>180</u>	<u>8836</u>
29	<u>4463-4487</u>	<u>181</u>	<u>8886</u>
30	<u>4488-4512</u>	<u>182</u>	<u>8935</u>

1	<u>4513-4537</u>	<u>183</u>	<u>8985</u>
2	<u>4538-4562</u>	<u>184</u>	<u>9034</u>
3	<u>4563-4587</u>	<u>185</u>	<u>9084</u>
4	<u>4588-4612</u>	<u>186</u>	<u>9133</u>
5	<u>4613-4637</u>	<u>187</u>	<u>9183</u>
6	<u>4638-4662</u>	<u>188</u>	<u>9232</u>
7	<u>4663-4687</u>	<u>189</u>	<u>9282</u>
8	<u>4688-4712</u>	<u>190</u>	<u>9331</u>
9	<u>4713-4737</u>	<u>191</u>	<u>9381</u>
10	<u>4738-4762</u>	<u>192</u>	<u>9430</u>
11	<u>4763-4787</u>	<u>193</u>	<u>9480</u>
12	<u>4788-4812</u>	<u>194</u>	<u>9529</u>
13	<u>4813-4837</u>	<u>195</u>	<u>9579</u>
14	<u>4838-4862</u>	<u>196</u>	<u>9628</u>
15	<u>4863-4887</u>	<u>197</u>	<u>9678</u>
16	<u>4888-4912</u>	<u>198</u>	<u>9727</u>
17	<u>4913-4937</u>	<u>199</u>	<u>9777</u>
18	<u>4938-4962</u>	<u>200</u>	<u>9826</u>
19	<u>4963-4987</u>	<u>201</u>	<u>9876</u>
20	<u>4988-5012</u>	<u>202</u>	<u>9925</u>
21	<u>5013-5037</u>	<u>203</u>	<u>9975</u>
22	<u>5038-5062</u>	<u>204</u>	<u>10024</u>
23	<u>5063-5087</u>	<u>205</u>	<u>10074</u>
24	<u>5088-5112</u>	<u>206</u>	<u>10123</u>
25	<u>5113-5137</u>	<u>207</u>	<u>10173</u>
26	<u>5138-5162</u>	<u>208</u>	<u>10222</u>
27	<u>5163-5187</u>	<u>209</u>	<u>10272</u>
28	<u>5188-5212</u>	<u>210</u>	<u>10321</u>
29	<u>5213-5237</u>	<u>211</u>	<u>10371</u>
30	<u>5238-5262</u>	<u>212</u>	<u>10420</u>

1	<u>5263-5287</u>	<u>213</u>	<u>10470</u>
2	<u>5288-5312</u>	<u>214</u>	<u>10519</u>
3	<u>5313-5337</u>	<u>215</u>	<u>10569</u>
4	<u>5338-5362</u>	<u>216</u>	<u>10618</u>
5	<u>5363-5387</u>	<u>217</u>	<u>10668</u>
6	<u>5388-5412</u>	<u>218</u>	<u>10717</u>
7	<u>5413-5437</u>	<u>219</u>	<u>10767</u>
8	<u>5438-5462</u>	<u>220</u>	<u>10816</u>
9	<u>5463-5487</u>	<u>221</u>	<u>10866</u>
10	<u>5488-5512</u>	<u>222</u>	<u>10915</u>
11	<u>5513-5537</u>	<u>223</u>	<u>10965</u>
12	<u>5538-5562</u>	<u>224</u>	<u>11014</u>
13	<u>5563-5587</u>	<u>225</u>	<u>11064</u>
14	<u>5588-5612</u>	<u>226</u>	<u>11113</u>
15	<u>5613-5637</u>	<u>227</u>	<u>11163</u>
16	<u>5638-5662</u>	<u>228</u>	<u>11212</u>
17	<u>5663-5687</u>	<u>229</u>	<u>11262</u>
18	<u>5688-5712</u>	<u>230</u>	<u>11311</u>
19	<u>5713-5737</u>	<u>231</u>	<u>11361</u>
20	<u>5738-5762</u>	<u>232</u>	<u>11410</u>
21	<u>5763-5787</u>	<u>233</u>	<u>11460</u>
22	<u>5788-5812</u>	<u>234</u>	<u>11509</u>
23	<u>5813-5837</u>	<u>235</u>	<u>11559</u>
24	<u>5838-5862</u>	<u>236</u>	<u>11608</u>
25	<u>5863-5887</u>	<u>237</u>	<u>11658</u>
26	<u>5888-5912</u>	<u>238</u>	<u>11707</u>
27	<u>5913-5937</u>	<u>239</u>	<u>11757</u>
28	<u>5938-5962</u>	<u>240</u>	<u>11806</u>
29	<u>5963-5987</u>	<u>241</u>	<u>11856</u>
30	<u>5988-6012</u>	<u>242</u>	<u>11905</u>

1	<u>6013-6037</u>	<u>243</u>	<u>11955</u>
2	<u>6038-6062</u>	<u>244</u>	<u>12004</u>
3	<u>6063-6087</u>	<u>245</u>	<u>12054</u>
4	<u>6088-6112</u>	<u>246</u>	<u>12103</u>
5	<u>6113-6137</u>	<u>247</u>	<u>12153</u>
6	<u>6138-6162</u>	<u>248</u>	<u>12202</u>
7	<u>6163-6187</u>	<u>249</u>	<u>12252</u>
8	<u>6188-6212</u>	<u>250</u>	<u>12301</u>
9	<u>6213-6237</u>	<u>251</u>	<u>12351</u>
10	<u>6238-6262</u>	<u>252</u>	<u>12400</u>
11	<u>6263-6287</u>	<u>253</u>	<u>12450</u>
12	<u>6288-6312</u>	<u>254</u>	<u>12500</u>
13	<u>6313-6337</u>	<u>255</u>	<u>12549</u>
14	<u>6338-6362</u>	<u>256</u>	<u>12599</u>
15	<u>6363-6387</u>	<u>257</u>	<u>12648</u>
16	<u>6388-6412</u>	<u>258</u>	<u>12698</u>
17	<u>6413-6437</u>	<u>259</u>	<u>12747</u>
18	<u>6438-6462</u>	<u>260</u>	<u>12797</u>
19	<u>6463-6487</u>	<u>261</u>	<u>12846</u>
20	<u>6488-6512</u>	<u>262</u>	<u>12896</u>
21	<u>6513-6537</u>	<u>263</u>	<u>12945</u>
22	<u>6538-6562</u>	<u>264</u>	<u>12995</u>
23	<u>6563-6587</u>	<u>265</u>	<u>13044</u>
24	<u>6588-6612</u>	<u>266</u>	<u>13094</u>
25	<u>6613-6637</u>	<u>267</u>	<u>13143</u>
26	<u>6638-6662</u>	<u>268</u>	<u>13193</u>
27	<u>6663-6687</u>	<u>269</u>	<u>13242</u>
28	<u>6688-6712</u>	<u>270</u>	<u>13292</u>
29	<u>6713-6737</u>	<u>271</u>	<u>13341</u>
30	<u>6738-6762</u>	<u>272</u>	<u>13391</u>

1	<u>6763-6787</u>	<u>273</u>	<u>13440</u>
2	<u>6788-6812</u>	<u>274</u>	<u>13490</u>
3	<u>6813-6837</u>	<u>275</u>	<u>13539</u>
4	<u>6838-6862</u>	<u>276</u>	<u>13589</u>
5	<u>6863-6887</u>	<u>277</u>	<u>13638</u>
6	<u>6888-6912</u>	<u>278</u>	<u>13688</u>
7	<u>6913-6937</u>	<u>279</u>	<u>13737</u>
8	<u>6938-6962</u>	<u>280</u>	<u>13787</u>
9	<u>6963-6987</u>	<u>281</u>	<u>13836</u>
10	<u>6988-7012</u>	<u>282</u>	<u>13886</u>
11	<u>7013-7037</u>	<u>283</u>	<u>13935</u>
12	<u>7038-7062</u>	<u>284</u>	<u>13985</u>
13	<u>7063-7087</u>	<u>285</u>	<u>14034</u>
14	<u>7088-7112</u>	<u>286</u>	<u>14084</u>
15	<u>7113-7137</u>	<u>287</u>	<u>14133</u>
16	<u>7138-7162</u>	<u>288</u>	<u>14183</u>
17	<u>7163-7187</u>	<u>289</u>	<u>14232</u>
18	<u>7188-7212</u>	<u>290</u>	<u>14282</u>
19	<u>7213-7237</u>	<u>291</u>	<u>14331</u>
20	<u>7238-7262</u>	<u>292</u>	<u>14381</u>
21	<u>7263-7287</u>	<u>293</u>	<u>14430</u>
22	<u>7288-7312</u>	<u>294</u>	<u>14480</u>
23	<u>7313-7337</u>	<u>295</u>	<u>14529</u>
24	<u>7338-7362</u>	<u>296</u>	<u>14579</u>
25	<u>7363-7387</u>	<u>297</u>	<u>14628</u>
26	<u>7388-7412</u>	<u>298</u>	<u>14678</u>
27	<u>7413-7437</u>	<u>299</u>	<u>14727</u>
28	<u>7438-7462</u>	<u>300</u>	<u>14777</u>
29	<u>7463-7487</u>	<u>301</u>	<u>14826</u>
30	<u>7488-7512</u>	<u>302</u>	<u>14876</u>

1	<u>7513-7537</u>	<u>303</u>	<u>14925</u>
2	<u>7538-7562</u>	<u>304</u>	<u>14975</u>
3	<u>7563-7587</u>	<u>305</u>	<u>15024</u>
4	<u>7588-7612</u>	<u>306</u>	<u>15074</u>
5	<u>7613-7637</u>	<u>307</u>	<u>15123</u>
6	<u>7638-7662</u>	<u>308</u>	<u>15173</u>
7	<u>7663-7687</u>	<u>309</u>	<u>15222</u>
8	<u>7688-7712</u>	<u>310</u>	<u>15272</u>
9	<u>7713-7737</u>	<u>311</u>	<u>15321</u>
10	<u>7738-7762</u>	<u>312</u>	<u>15371</u>
11	<u>7763-7787</u>	<u>313</u>	<u>15420</u>
12	<u>7788-7812</u>	<u>314</u>	<u>15470</u>
13	<u>7813-7837</u>	<u>315</u>	<u>15519</u>
14	<u>7838-7862</u>	<u>316</u>	<u>15569</u>
15	<u>7863-7887</u>	<u>317</u>	<u>15618</u>
16	<u>7888-7912</u>	<u>318</u>	<u>15668</u>
17	<u>7913-7937</u>	<u>319</u>	<u>15717</u>
18	<u>7938-7962</u>	<u>320</u>	<u>15767</u>
19	<u>7963-7987</u>	<u>321</u>	<u>15816</u>
20	<u>7988-8012</u>	<u>322</u>	<u>15866</u>
21	<u>8013-8037</u>	<u>323</u>	<u>15915</u>
22	<u>8038-8062</u>	<u>324</u>	<u>15965</u>
23	<u>8063-8087</u>	<u>325</u>	<u>16014</u>
24	<u>8088-8112</u>	<u>326</u>	<u>16064</u>
25	<u>8113-8137</u>	<u>327</u>	<u>16113</u>
26	<u>8138-8162</u>	<u>328</u>	<u>16163</u>
27	<u>8163-8187</u>	<u>329</u>	<u>16212</u>
28	<u>8188-8212</u>	<u>330</u>	<u>16262</u>
29	<u>8213-8237</u>	<u>331</u>	<u>16311</u>
30	<u>8238-8262</u>	<u>332</u>	<u>16361</u>

1	<u>8263-8287</u>	<u>333</u>	<u>16410</u>
2	<u>8288-8312</u>	<u>334</u>	<u>16460</u>
3	<u>8313-8337</u>	<u>335</u>	<u>16509</u>
4	<u>8338-8362</u>	<u>336</u>	<u>16559</u>
5	<u>8363-8387</u>	<u>337</u>	<u>16608</u>
6	<u>8388-8412</u>	<u>338</u>	<u>16658</u>
7	<u>8413-8437</u>	<u>339</u>	<u>16707</u>
8	<u>8438-8462</u>	<u>340</u>	<u>16757</u>
9	<u>8463-8487</u>	<u>341</u>	<u>16806</u>
10	<u>8488-8512</u>	<u>342</u>	<u>16856</u>
11	<u>8513-8537</u>	<u>343</u>	<u>16905</u>
12	<u>8538-8562</u>	<u>344</u>	<u>16955</u>
13	<u>8563-8587</u>	<u>345</u>	<u>17004</u>
14	<u>8588-8612</u>	<u>346</u>	<u>17054</u>
15	<u>8613-8637</u>	<u>347</u>	<u>17103</u>
16	<u>8638-8662</u>	<u>348</u>	<u>17153</u>
17	<u>8663-8687</u>	<u>349</u>	<u>17202</u>
18	<u>8688-8712</u>	<u>350</u>	<u>17252</u>
19	<u>8713-8737</u>	<u>351</u>	<u>17301</u>
20	<u>8738-8762</u>	<u>352</u>	<u>17351</u>
21	<u>8763-8787</u>	<u>353</u>	<u>17400</u>
22	<u>8788-8812</u>	<u>354</u>	<u>17450</u>
23	<u>8813-8837</u>	<u>355</u>	<u>17500</u>
24	<u>8838-8862</u>	<u>356</u>	<u>17549</u>
25	<u>8863-8887</u>	<u>357</u>	<u>17599</u>
26	<u>8888-8912</u>	<u>358</u>	<u>17648</u>
27	<u>8913-8937</u>	<u>359</u>	<u>17698</u>
28	<u>8938-8962</u>	<u>360</u>	<u>17747</u>
29	<u>8963-8987</u>	<u>361</u>	<u>17797</u>
30	<u>8988-9012</u>	<u>362</u>	<u>17846</u>

1	<u>9013-9037</u>	<u>363</u>	<u>17896</u>
2	<u>9038-9062</u>	<u>364</u>	<u>17945</u>
3	<u>9063-9087</u>	<u>365</u>	<u>17995</u>
4	<u>9088-9112</u>	<u>366</u>	<u>18044</u>
5	<u>9113-9137</u>	<u>367</u>	<u>18094</u>
6	<u>9138-9162</u>	<u>368</u>	<u>18143</u>
7	<u>9163-9187</u>	<u>369</u>	<u>18193</u>
8	<u>9188-9212</u>	<u>370</u>	<u>18242</u>
9	<u>9213-9237</u>	<u>371</u>	<u>18292</u>
10	<u>9238-9262</u>	<u>372</u>	<u>18341</u>
11	<u>9263-9287</u>	<u>373</u>	<u>18391</u>
12	<u>9288-9312</u>	<u>374</u>	<u>18440</u>
13	<u>9313-9337</u>	<u>375</u>	<u>18490</u>
14	<u>9338-9362</u>	<u>376</u>	<u>18539</u>
15	<u>9363-9387</u>	<u>377</u>	<u>18589</u>
16	<u>9388-9412</u>	<u>378</u>	<u>18638</u>
17	<u>9413-9437</u>	<u>379</u>	<u>18688</u>
18	<u>9438-9462</u>	<u>380</u>	<u>18737</u>
19	<u>9463-9487</u>	<u>381</u>	<u>18787</u>
20	<u>9488-9512</u>	<u>382</u>	<u>18836</u>
21	<u>9513-9537</u>	<u>383</u>	<u>18886</u>
22	<u>9538-9562</u>	<u>384</u>	<u>18935</u>
23	<u>9563-9587</u>	<u>385</u>	<u>18985</u>
24	<u>9588-9612</u>	<u>386</u>	<u>19034</u>
25	<u>9613-9637</u>	<u>387</u>	<u>19084</u>
26	<u>9638-9662</u>	<u>388</u>	<u>19133</u>
27	<u>9663-9687</u>	<u>389</u>	<u>19183</u>
28	<u>9688-9712</u>	<u>390</u>	<u>19232</u>
29	<u>9713-9737</u>	<u>391</u>	<u>19282</u>
30	<u>9738-9762</u>	<u>392</u>	<u>19331</u>

1	<u>9763-9787</u>	<u>393</u>	<u>19381</u>
2	<u>9788-9812</u>	<u>394</u>	<u>19430</u>
3	<u>9813-9837</u>	<u>395</u>	<u>19480</u>
4	<u>9838-9862</u>	<u>396</u>	<u>19529</u>
5	<u>9863-9887</u>	<u>397</u>	<u>19579</u>
6	<u>9888-9912</u>	<u>398</u>	<u>19628</u>
7	<u>9913-9937</u>	<u>399</u>	<u>19678</u>
8	<u>9938-9962</u>	<u>400</u>	<u>19727</u>
9	<u>9963-9987</u>	<u>401</u>	<u>19777</u>
10	<u>9988-10012</u>	<u>402</u>	<u>19826</u>
11	<u>10013-10037</u>	<u>403</u>	<u>19876</u>
12	<u>10038-10062</u>	<u>404</u>	<u>19925</u>
13	<u>10063-10087</u>	<u>405</u>	<u>19975</u>
14	<u>10088-10112</u>	<u>406</u>	<u>20024</u>
15	<u>10113-10137</u>	<u>407</u>	<u>20074</u>
16	<u>10138-10162</u>	<u>408</u>	<u>20123</u>
17	<u>10163-10187</u>	<u>409</u>	<u>20173</u>
18	<u>10188-10212</u>	<u>410</u>	<u>20222</u>
19	<u>10213-10237</u>	<u>411</u>	<u>20272</u>
20	<u>10238-10262</u>	<u>412</u>	<u>20321</u>
21	<u>10263-10287</u>	<u>413</u>	<u>20371</u>
22	<u>10288-10312</u>	<u>414</u>	<u>20420</u>
23	<u>10313-10337</u>	<u>415</u>	<u>20470</u>
24	<u>10338-10362</u>	<u>416</u>	<u>20519</u>
25	<u>10363-10387</u>	<u>417</u>	<u>20569</u>
26	<u>10388-10412</u>	<u>418</u>	<u>20618</u>
27	<u>10413-10437</u>	<u>419</u>	<u>20668</u>
28	<u>10438-10462</u>	<u>420</u>	<u>20717</u>
29	<u>10463-10487</u>	<u>421</u>	<u>20767</u>
30	<u>10488-10512</u>	<u>422</u>	<u>20816</u>

1	<u>10513-10537</u>	<u>423</u>	<u>20866</u>
2	<u>10538-10562</u>	<u>424</u>	<u>20915</u>
3	<u>10563-10587</u>	<u>425</u>	<u>20965</u>
4	<u>10588-10612</u>	<u>426</u>	<u>21014</u>
5	<u>10613-10637</u>	<u>427</u>	<u>21064</u>
6	<u>10638-10662</u>	<u>428</u>	<u>21113</u>
7	<u>10663-10687</u>	<u>429</u>	<u>21163</u>
8	<u>10688-10712</u>	<u>430</u>	<u>21212</u>
9	<u>10713-10737</u>	<u>431</u>	<u>21262</u>
10	<u>10738-10762</u>	<u>432</u>	<u>21311</u>
11	<u>10763-10787</u>	<u>433</u>	<u>21361</u>
12	<u>10788-10812</u>	<u>434</u>	<u>21410</u>
13	<u>10813-10837</u>	<u>435</u>	<u>21460</u>
14	<u>10838-10862</u>	<u>436</u>	<u>21509</u>
15	<u>10863-10887</u>	<u>437</u>	<u>21559</u>
16	<u>10888-10912</u>	<u>438</u>	<u>21608</u>
17	<u>10913-10937</u>	<u>439</u>	<u>21658</u>
18	<u>10938-10962</u>	<u>440</u>	<u>21707</u>
19	<u>10963-10987</u>	<u>441</u>	<u>21757</u>
20	<u>10988-11012</u>	<u>442</u>	<u>21806</u>
21	<u>11013-11037</u>	<u>443</u>	<u>21856</u>
22	<u>11038-11062</u>	<u>444</u>	<u>21905</u>
23	<u>11063-11087</u>	<u>445</u>	<u>21955</u>
24	<u>11088-11112</u>	<u>446</u>	<u>22004</u>
25	<u>11113-11137</u>	<u>447</u>	<u>22054</u>
26	<u>11138-11162</u>	<u>448</u>	<u>22103</u>
27	<u>11163-11187</u>	<u>449</u>	<u>22153</u>
28	<u>11188-11212</u>	<u>450</u>	<u>22202</u>
29	<u>11213-11237</u>	<u>451</u>	<u>22252</u>
30	<u>11238-11262</u>	<u>452</u>	<u>22301</u>

1	<u>11263-11287</u>	<u>453</u>	<u>22351</u>
2	<u>11288-11312</u>	<u>454</u>	<u>22400</u>
3	<u>11313-11337</u>	<u>455</u>	<u>22450</u>
4	<u>11338-11362</u>	<u>456</u>	<u>22500</u>
5	<u>11363-11387</u>	<u>457</u>	<u>22549</u>
6	<u>11388-11412</u>	<u>458</u>	<u>22599</u>
7	<u>11413-11437</u>	<u>459</u>	<u>22648</u>
8	<u>11438-11462</u>	<u>460</u>	<u>22698</u>
9	<u>11463-11487</u>	<u>461</u>	<u>22747</u>
10	<u>11488-11512</u>	<u>462</u>	<u>22797</u>
11	<u>11513-11537</u>	<u>463</u>	<u>22846</u>
12	<u>11538-11562</u>	<u>464</u>	<u>22896</u>
13	<u>11563-11587</u>	<u>465</u>	<u>22945</u>
14	<u>11588-11612</u>	<u>466</u>	<u>22995</u>
15	<u>11613-11637</u>	<u>467</u>	<u>23044</u>
16	<u>11638-11662</u>	<u>468</u>	<u>23094</u>
17	<u>11663-11687</u>	<u>469</u>	<u>23143</u>
18	<u>11688-11712</u>	<u>470</u>	<u>23193</u>
19	<u>11713-11737</u>	<u>471</u>	<u>23242</u>
20	<u>11738-11762</u>	<u>472</u>	<u>23292</u>
21	<u>11763-11787</u>	<u>473</u>	<u>23341</u>
22	<u>11788-11812</u>	<u>474</u>	<u>23391</u>
23	<u>11813-11837</u>	<u>475</u>	<u>23440</u>
24	<u>11838-11862</u>	<u>476</u>	<u>23490</u>
25	<u>11863-11887</u>	<u>477</u>	<u>23539</u>
26	<u>11888-11912</u>	<u>478</u>	<u>23589</u>
27	<u>11913-11937</u>	<u>479</u>	<u>23638</u>
28	<u>11938-11962</u>	<u>480</u>	<u>23688</u>
29	<u>11963-11987</u>	<u>481</u>	<u>23737</u>
30	<u>11988-12012</u>	<u>482</u>	<u>23787</u>

1	<u>12013-12037</u>	<u>483</u>	<u>23836</u>
2	<u>12038-12062</u>	<u>484</u>	<u>23886</u>
3	<u>12063-12087</u>	<u>485</u>	<u>23935</u>
4	<u>12088-12112</u>	<u>486</u>	<u>23985</u>
5	<u>12113-12137</u>	<u>487</u>	<u>24034</u>
6	<u>12138-12162</u>	<u>488</u>	<u>24084</u>
7	<u>12163-12187</u>	<u>489</u>	<u>24133</u>
8	<u>12188-12212</u>	<u>490</u>	<u>24183</u>
9	<u>12213-12237</u>	<u>491</u>	<u>24232</u>
10	<u>12238-12262</u>	<u>492</u>	<u>24282</u>
11	<u>12263-12287</u>	<u>493</u>	<u>24331</u>
12	<u>12288-12312</u>	<u>494</u>	<u>24381</u>
13	<u>12313-12337</u>	<u>495</u>	<u>24430</u>
14	<u>12338-12362</u>	<u>496</u>	<u>24480</u>
15	<u>12363-12387</u>	<u>497</u>	<u>24529</u>
16	<u>12388-12412</u>	<u>498</u>	<u>24579</u>
17	<u>12413-12437</u>	<u>499</u>	<u>24628</u>
18	<u>12438-12462</u>	<u>500</u>	<u>24678</u>
19	<u>12463-12487</u>	<u>501</u>	<u>24727</u>
20	<u>12488-12512</u>	<u>502</u>	<u>24777</u>
21	<u>12513-12537</u>	<u>503</u>	<u>24826</u>
22	<u>12538-12562</u>	<u>504</u>	<u>24876</u>
23	<u>12563-12587</u>	<u>505</u>	<u>24925</u>
24	<u>12588-12612</u>	<u>506</u>	<u>24975</u>
25	<u>12613-12637</u>	<u>507</u>	<u>25024</u>
26	<u>12638-12662</u>	<u>508</u>	<u>25074</u>
27	<u>12663-12687</u>	<u>509</u>	<u>25123</u>
28	<u>12688-12712</u>	<u>510</u>	<u>25173</u>
29	<u>12713-12737</u>	<u>511</u>	<u>25222</u>
30	<u>12738-12762</u>	<u>512</u>	<u>25272</u>

1	<u>12763-12787</u>	<u>513</u>	<u>25321</u>
2	<u>12788-12812</u>	<u>514</u>	<u>25371</u>
3	<u>12813-12837</u>	<u>515</u>	<u>25420</u>
4	<u>12838-12862</u>	<u>516</u>	<u>25470</u>
5	<u>12863-12887</u>	<u>517</u>	<u>25519</u>
6	<u>12888-12912</u>	<u>518</u>	<u>25569</u>
7	<u>12913-12937</u>	<u>519</u>	<u>25618</u>
8	<u>12938-12962</u>	<u>520</u>	<u>25668</u>
9	<u>12963-12987</u>	<u>521</u>	<u>25717</u>
10	<u>12988-13012</u>	<u>522</u>	<u>25767</u>
11	<u>13013-13037</u>	<u>523</u>	<u>25816</u>
12	<u>13038-13062</u>	<u>524</u>	<u>25866</u>
13	<u>13063-13087</u>	<u>525</u>	<u>25915</u>
14	<u>13088-13112</u>	<u>526</u>	<u>25965</u>
15	<u>13113-13137</u>	<u>527</u>	<u>26014</u>
16	<u>13138-13162</u>	<u>528</u>	<u>26064</u>
17	<u>13163-13187</u>	<u>529</u>	<u>26113</u>
18	<u>13188-13212</u>	<u>530</u>	<u>26163</u>
19	<u>13213-13237</u>	<u>531</u>	<u>26212</u>
20	<u>13238-13262</u>	<u>532</u>	<u>26262</u>
21	<u>13263-13287</u>	<u>533</u>	<u>26311</u>
22	<u>13288-13312</u>	<u>534</u>	<u>26361</u>
23	<u>13313-13337</u>	<u>535</u>	<u>26410</u>
24	<u>13338-13362</u>	<u>536</u>	<u>26460</u>
25	<u>13363-13387</u>	<u>537</u>	<u>26509</u>
26	<u>13388-13412</u>	<u>538</u>	<u>26559</u>
27	<u>13413-13437</u>	<u>539</u>	<u>26608</u>
28	<u>13438-13462</u>	<u>540</u>	<u>26658</u>
29	<u>13463-13487</u>	<u>541</u>	<u>26707</u>
30	<u>13488-13512</u>	<u>542</u>	<u>26757</u>

1	<u>13513-13537</u>	<u>543</u>	<u>26806</u>
2	<u>13538-13562</u>	<u>544</u>	<u>26856</u>
3	<u>13563-13587</u>	<u>545</u>	<u>26905</u>
4	<u>13588-13612</u>	<u>546</u>	<u>26955</u>
5	<u>13613-13637</u>	<u>547</u>	<u>27004</u>
6	<u>13638-13662</u>	<u>548</u>	<u>27054</u>
7	<u>13663-13687</u>	<u>549</u>	<u>27103</u>
8	<u>13688-13712</u>	<u>550</u>	<u>27153</u>
9	<u>13713-13737</u>	<u>551</u>	<u>27202</u>
10	<u>13738-13762</u>	<u>552</u>	<u>27252</u>
11	<u>13763-13787</u>	<u>553</u>	<u>27301</u>
12	<u>13788-13812</u>	<u>554</u>	<u>27351</u>
13	<u>13813-13837</u>	<u>555</u>	<u>27400</u>
14	<u>13838-13862</u>	<u>556</u>	<u>27450</u>
15	<u>13863-13887</u>	<u>557</u>	<u>27500</u>
16	<u>13888-13912</u>	<u>558</u>	<u>27549</u>
17	<u>13913-13937</u>	<u>559</u>	<u>27599</u>
18	<u>13938-13962</u>	<u>560</u>	<u>27648</u>
19	<u>13963-13987</u>	<u>561</u>	<u>27698</u>
20	<u>13988-14012</u>	<u>562</u>	<u>27747</u>
21	<u>14013-14037</u>	<u>563</u>	<u>27797</u>
22	<u>14038-14062</u>	<u>564</u>	<u>27846</u>
23	<u>14063-14087</u>	<u>565</u>	<u>27896</u>
24	<u>14088-14112</u>	<u>566</u>	<u>27945</u>
25	<u>14113-14137</u>	<u>567</u>	<u>27995</u>
26	<u>14138-14162</u>	<u>568</u>	<u>28044</u>
27	<u>14163-14187</u>	<u>569</u>	<u>28094</u>
28	<u>14188-14212</u>	<u>570</u>	<u>28143</u>
29	<u>14213-14237</u>	<u>571</u>	<u>28193</u>
30	<u>14238-14262</u>	<u>572</u>	<u>28242</u>

SECTION 401(A)(2)

(2) (I) THE TABLE SPECIFIED FOR THE DETERMINATION OF RATE AND AMOUNT OF BENEFITS SHALL BE EXTENDED OR CONTRACTED ANNUALLY, AUTOMATICALLY BY REGULATIONS PROMULGATED BY THE SECRETARY. THE TABLE SHALL BE EXTENDED OR CONTRACTED IN ACCORDANCE WITH THE FOLLOWING [PROCEDURE: FOR CALENDAR YEAR ONE THOUSAND NINE HUNDRED SEVENTY-TWO AND FOR ALL SUBSEQUENT CALENDAR YEARS, TO A POINT WHERE THE MAXIMUM WEEKLY BENEFIT RATE SHALL EQUAL SIXTY-SIX AND TWO-THIRDS PER CENTUM OF THE AVERAGE WEEKLY WAGE FOR THE THIRTY-SIX-MONTH PERIOD ENDING JUNE 30 PRECEDING EACH CALENDAR YEAR. IF THE MAXIMUM WEEKLY BENEFIT RATE IS NOT A MULTIPLE OF ONE DOLLAR (\$1), IT SHALL BE ROUNDED TO THE NEXT LOWER MULTIPLE OF ONE DOLLAR (\$1): PROVIDED, HOWEVER, THAT EFFECTIVE WITH BENEFIT YEARS BEGINNING THE FIRST SUNDAY AT LEAST THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS AMENDATORY ACT, THE PER CENTUM STATED IN THIS PARAGRAPH FOR ESTABLISHING THE MAXIMUM WEEKLY BENEFIT RATE SHALL BE SIXTY-TWO AND TWO-THIRDS PER CENTUM FOR THE REMAINDER OF CALENDAR YEAR ONE THOUSAND NINE HUNDRED SEVENTY-FOUR, SIXTY-FOUR AND TWO-THIRDS PER CENTUM FOR THE CALENDAR YEAR ONE THOUSAND NINE HUNDRED SEVENTY-FIVE, AND SIXTY-SIX AND TWO-THIRDS PER CENTUM FOR THE CALENDAR YEAR ONE THOUSAND NINE HUNDRED SEVENTY-SIX AND FOR ALL SUBSEQUENT CALENDAR YEARS.]:

(A) THE TABLE SHALL BE EXTENDED OR CONTRACTED TO A POINT WHERE THE MAXIMUM WEEKLY BENEFIT RATE SHALL EQUAL SIXTY-SIX AND TWO-THIRDS PER CENTUM (66 2/3%) OF THE AVERAGE WEEKLY WAGE FOR THE THIRTY-SIX-MONTH PERIOD ENDING JUNE 30 PRECEDING EACH CALENDAR YEAR. IF THE MAXIMUM WEEKLY BENEFIT RATE IS NOT A MULTIPLE OF ONE DOLLAR (\$1), IT SHALL BE ROUNDED TO THE NEXT

LOWER MULTIPLE OF ONE DOLLAR (\$1).

(B) WHEN IT IS NECESSARY TO EXTEND THE TABLE, IT SHALL BE
DONE IN ACCORDANCE WITH THE FOLLOWING PROCEDURE:

(I) THE WORDS "OR MORE" SHALL BE DELETED FROM THE LAST LINE
UNDER PART A, AND AN AMOUNT TWENTY-FOUR DOLLARS (\$24) GREATER
THAN THE FIRST ENTRY IN THAT LINE SHALL BE SUBSTITUTED THEREFOR.
THE WORDS "AMOUNT REQUIRED UNDER SECTION 401(A)(2)" SHALL BE
DELETED FROM THE LAST LINE UNDER PART C.

(II) PART A SHALL BE EXTENDED AS MUCH AS NECESSARY BY ADDING
TWENTY-FIVE DOLLARS (\$25) TO EACH AMOUNT OF THE PRECEDING LINE.
AT THE POINT WHERE THE ENTRY IN PART B EQUALS SIXTY-SIX AND TWO-
THIRDS PER CENTUM (66 2/3%) OF THE AVERAGE WEEKLY WAGE, THE
FIRST ENTRY IN PART A SHALL CONSIST OF AN AMOUNT TWENTY-FIVE
DOLLARS (\$25) GREATER THAN THE SMALLER AMOUNT IN THE PRECEDING
LINE, AND THE WORDS "OR MORE" SHALL BE ADDED.

(III) PART B SHALL BE EXTENDED IN INCREMENTS OF ONE DOLLAR
(\$1) UNTIL THAT POINT IS REACHED WHERE THE AMOUNT IS EQUAL TO
SIXTY-SIX AND TWO-THIRDS PER CENTUM (66 2/3%) OF THE AVERAGE
WEEKLY WAGE.

(IV) PART C SHALL BE EXTENDED TO THE POINT WHERE, UNDER PART
B, THE AMOUNT IS EQUAL TO SIXTY-SIX AND TWO-THIRDS PER CENTUM
(66 2/3%) OF THE AVERAGE WEEKLY WAGE.

(A) THE AMOUNT ON EACH LINE IN PART C OTHER THAN THE LAST
LINE SHALL BE DERIVED FROM THE FIRST ENTRY ON THE SAME LINE IN
PART A, IN ACCORDANCE WITH THE FOLLOWING FORMULA:

(FIRST ENTRY IN PART A PLUS TWENTY-FOUR DOLLARS (\$24)) X 100
DIVIDED BY FIFTY AND ONE-HALF (50.5)

IF THE AMOUNT DETERMINED BY THIS FORMULA IS NOT AN EVEN
MULTIPLE OF ONE DOLLAR (\$1) IT SHALL BE ROUNDED TO THE NEXT
HIGHER MULTIPLE OF ONE DOLLAR (\$1).

1 (B) THE LAST LINE IN PART C SHALL CONTAIN THE WORDS "AMOUNT
2 REQUIRED UNDER SECTION 401(A) (2) ."

3 (C) WHEN IT IS NECESSARY TO CONTRACT THE TABLE, IT SHALL BE
4 DONE BY DELETING ALL LINES FOLLOWING THAT IN WHICH THE AMOUNT IN
5 PART B IS SIXTY-SIX AND TWO-THIRDS PER CENTUM (66 2/3%) OF THE
6 AVERAGE WEEKLY WAGE, SUBSTITUTING THE WORDS "OR MORE" FOR THE
7 HIGHER AMOUNT UNDER PART A ON THAT LINE AND SUBSTITUTING THE
8 WORDS "AMOUNT REQUIRED UNDER SECTION 401(A) (2) " FOR THE AMOUNT
9 UNDER PART C ON THAT LINE.

10 (D) THE TABLE SPECIFIED FOR THE DETERMINATION OF RATE AND
11 AMOUNT OF BENEFITS AS SO EXTENDED OR CONTRACTED SHALL BE
12 EFFECTIVE ONLY FOR THOSE CLAIMANTS WHOSE BENEFIT YEARS BEGIN ON
13 OR AFTER THE FIRST DAY OF JANUARY OF SUCH CALENDAR YEAR.

14 (II) FOR THE PURPOSE OF DETERMINING THE MAXIMUM WEEKLY
15 BENEFIT RATE, THE PENNSYLVANIA AVERAGE WEEKLY WAGE IN COVERED
16 EMPLOYMENT SHALL BE COMPUTED ON THE BASIS OF THE AVERAGE ANNUAL
17 TOTAL WAGES REPORTED (IRRESPECTIVE OF THE LIMIT ON THE AMOUNT OF
18 WAGES SUBJECT TO CONTRIBUTIONS) FOR THE THIRTY-SIX-MONTH PERIOD
19 ENDING JUNE 30 (DETERMINED BY DIVIDING THE TOTAL WAGES REPORTED
20 FOR THE THIRTY-SIX-MONTH PERIOD BY THREE) AND THIS AMOUNT SHALL
21 BE DIVIDED BY THE AVERAGE MONTHLY NUMBER OF COVERED WORKERS
22 (DETERMINED BY DIVIDING THE TOTAL COVERED EMPLOYMENT REPORTED
23 FOR THE SAME THIRTY-SIX-MONTH PERIOD BY THIRTY-SIX) TO DETERMINE
24 THE AVERAGE ANNUAL WAGE. THE AVERAGE ANNUAL WAGE THUS OBTAINED
25 SHALL BE DIVIDED BY FIFTY-TWO AND THE AVERAGE WEEKLY WAGE THUS
26 DETERMINED ROUNDED TO THE NEAREST CENT.

27 [(III) NOTWITHSTANDING THE PROVISIONS OF SUBCLAUSE (I), FOR
28 THE CALENDAR YEAR 2012, THE MAXIMUM WEEKLY BENEFIT RATE SHALL BE
29 FROZEN AT THE RATE CALCULATED FOR CALENDAR YEAR 2011.
30 THEREAFTER, THE MAXIMUM WEEKLY BENEFIT RATE ESTABLISHED:

1 (A) FOR CALENDAR YEAR 2013, SHALL BE NO GREATER THAN A ONE
2 PER CENTUM (1%) INCREASE ABOVE THE CALENDAR YEAR 2012 RATE.

3 (B) FOR CALENDAR YEAR 2014, SHALL BE NO GREATER THAN A ONE
4 AND ONE-TENTH PER CENTUM (1.1%) INCREASE ABOVE THE CALENDAR YEAR
5 2013 RATE.

6 (C) FOR CALENDAR YEAR 2015, SHALL BE NO GREATER THAN A ONE
7 AND TWO-TENTHS PER CENTUM (1.2%) INCREASE ABOVE THE CALENDAR
8 YEAR 2014 RATE.

9 (D) FOR CALENDAR YEAR 2016, SHALL BE NO GREATER THAN A ONE
10 AND THREE-TENTHS PER CENTUM (1.3%) INCREASE ABOVE THE CALENDAR
11 YEAR 2015 RATE.

12 (E) FOR CALENDAR YEAR 2017, SHALL BE NO GREATER THAN ONE AND
13 FOUR-TENTHS PER CENTUM (1.4%) INCREASE ABOVE THE CALENDAR YEAR
14 2016 RATE.

15 (F) FOR CALENDAR YEAR 2018, SHALL BE NO GREATER INCREASE
16 THAN ONE AND FIVE-TENTHS PER CENTUM (1.5%) INCREASE ABOVE THE
17 CALENDAR YEAR 2017 RATE.

18 THE LIMITATIONS INSTITUTED FOR CALENDAR YEARS 2013 THROUGH 2018
19 SHALL EXPIRE ON THE EARLIER TO OCCUR OF DECEMBER 31, 2018, OR
20 THE LAST DAY OF THE CALENDAR YEAR IN WHICH THE UNEMPLOYMENT
21 COMPENSATION TRUST FUND DOES NOT HAVE AN OUTSTANDING SOLVENCY-
22 BASED DEBT TO THE UNITED STATES GOVERNMENT.

23 (IV) IF THE CHANGE IMPLEMENTED BY THE FREEZE IN CALENDAR
24 YEAR 2012 IS DETERMINED BY THE DEPARTMENT, IN AN OFFICIAL NOTICE
25 TO THE GENERAL ASSEMBLY, TO RESULT IN THE LOSS OF FUNDS UNDER
26 THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (PUBLIC LAW
27 111-5, 123 STAT. 115), THE SCHEDULE UNDER SUBCLAUSE (III) SHALL
28 OCCUR ONE YEAR LATER AND THE EXPIRATION OF THE LIMITATIONS SET
29 FORTH IN SUBCLAUSE (III) SHALL OCCUR ONE YEAR LATER.]

30 (III) NOTWITHSTANDING SUBCLAUSE (I), IF THE MAXIMUM WEEKLY

BENEFIT RATE DETERMINED UNDER SUBCLAUSE (I) IS GREATER THAN FIVE
HUNDRED SEVENTY-THREE DOLLARS (\$573) THE MAXIMUM WEEKLY BENEFIT
RATE SHALL BE SUBJECT TO THE FOLLOWING LIMITATIONS:

(A) FOR CALENDAR YEARS 2013 THROUGH 2019 THE MAXIMUM WEEKLY
BENEFIT RATE SHALL BE FIVE HUNDRED SEVENTY-THREE DOLLARS (\$573).

(B) FOR EACH CALENDAR YEAR 2020 THROUGH 2023 THE MAXIMUM
WEEKLY BENEFIT RATE MAY INCREASE FROM YEAR TO YEAR BY AN AMOUNT
THAT IS NO MORE THAN EIGHT PER CENTUM (8%) OF THE MAXIMUM WEEKLY
BENEFIT RATE FOR THE PRECEDING YEAR.

(C) IF THE MAXIMUM WEEKLY BENEFIT RATE DETERMINED UNDER THIS
SUBCLAUSE IS NOT AN EVEN MULTIPLE OF ONE DOLLAR (\$1), IT SHALL
BE ROUNDED TO THE NEXT LOWER MULTIPLE OF ONE DOLLAR (\$1).

* * *

SECTION 12. SECTION 601(A) OF THE ACT, AMENDED JULY 21, 1983
(P.L.68, NO.30), IS AMENDED TO READ:

SECTION 601. UNEMPLOYMENT COMPENSATION FUND.--(A) THERE IS
HEREBY CREATED A SPECIAL FUND SEPARATE AND APART FROM ALL PUBLIC
MONEYS OR FUNDS OF THIS COMMONWEALTH TO BE KNOWN AS THE
UNEMPLOYMENT COMPENSATION FUND. ALL CONTRIBUTIONS PAID BY
EMPLOYERS AND EMPLOYEES, TOGETHER WITH PENALTIES AND INTEREST
THEREON, RECEIVED OR COLLECTED BY THE DEPARTMENT FROM EMPLOYERS
UNDER THE PROVISIONS OF THIS ACT, EXCEPT CONTRIBUTIONS WHICH ARE
TO BE PAID INTO THE REEMPLOYMENT FUND AS PROVIDED IN SECTION
301.4(E), SUCH PENALTIES AND INTEREST WHICH ARE TO BE PAID INTO
THE SPECIAL ADMINISTRATION FUND AS PROVIDED IN SECTION 601.1 AND
TAXES COLLECTED UNDER SECTION 301.6 OF THIS ACT WHICH ARE TO BE
PAID INTO THE [INTEREST] DEBT SERVICE FUND AS PROVIDED IN
SECTION 601.2, SHALL BE PAID INTO THE UNEMPLOYMENT COMPENSATION
FUND, AND SHALL BE CREDITED BY THE DEPARTMENT TO A LEDGER
ACCOUNT TO BE KNOWN AS THE EMPLOYERS' CONTRIBUTION ACCOUNT.

1 [INTEREST] CONTRIBUTIONS WHICH ARE TO BE PAID INTO THE
2 REEMPLOYMENT FUND AS PROVIDED IN SECTION 301.4(E), INTEREST AND
3 PENALTIES WHICH ARE TO BE CREDITED TO THE SPECIAL ADMINISTRATION
4 FUND AND TAXES COLLECTED UNDER SECTION 301.6 MAY BE TEMPORARILY
5 HELD IN THE EMPLOYERS' CONTRIBUTION ACCOUNT SOLELY FOR CLEARANCE
6 PURPOSES PRIOR TO TRANSFER TO THE REEMPLOYMENT FUND, THE SPECIAL
7 ADMINISTRATION FUND OR [INTEREST] THE DEBT SERVICE FUND AND
8 WHILE SO HELD IN THE EMPLOYERS' CONTRIBUTION ACCOUNT SHALL NOT
9 BE DEEMED A PART OF THE UNEMPLOYMENT COMPENSATION FUND. ALL
10 MONEYS FROM TIME TO TIME RECEIVED AND CREDITED TO THE EMPLOYERS'
11 CONTRIBUTION ACCOUNT (EXCLUSIVE OF REFUNDS MADE UNDER SECTION
12 311, CONTRIBUTIONS TRANSFERRED TO THE REEMPLOYMENT FUND PURSUANT
13 TO SECTION 301.4(E) AND INTEREST AND PENALTIES TRANSFERRED AS
14 HEREIN PROVIDED TO THE SPECIAL ADMINISTRATION FUND AND TAXES
15 TRANSFERRED TO THE [INTEREST] DEBT SERVICE FUND) SHALL BE PAID
16 PROMPTLY BY THE DEPARTMENT INTO THE UNEMPLOYMENT COMPENSATION
17 FUND, EXCEPT AS OTHERWISE PROVIDED IN SECTION 605 OF THIS ACT.
18 ALL MONEYS CREDITED TO THIS COMMONWEALTH'S ACCOUNT IN THE
19 UNEMPLOYMENT COMPENSATION FUND PURSUANT TO SECTION 903 OF THE
20 FEDERAL SOCIAL SECURITY ACT (42 U.S.C. § 1103) SHALL BE INCLUDED
21 IN THE UNEMPLOYMENT COMPENSATION FUND.

22 * * *

23 SECTION 13. SECTION 601.2 OF THE ACT, AMENDED JULY 1, 1989
24 (P.L.107, NO.22), IS AMENDED TO READ:

25 SECTION 601.2. [INTEREST] DEBT SERVICE FUND.--(A) THERE IS
26 HEREBY ESTABLISHED A SEPARATE ACCOUNT IN THE STATE TREASURY, TO
27 BE KNOWN AS THE [INTEREST] DEBT SERVICE FUND. ALL TAXES
28 COLLECTED UNDER SECTION 301.6 OF THIS ACT SHALL BE PAID INTO THE
29 [INTEREST] DEBT SERVICE FUND. THE MONEYS IN THIS FUND SHALL BE
30 USED IN THE FOLLOWING PRIORITY ORDER AND SUCH FUNDS RECEIVED ARE

HEREBY APPROPRIATED FOR ALL OF THE FOLLOWING PURPOSES:

(1) [FOR TRANSFER TO THE GENERAL FUND FOR REPAYMENT OF LOANS
PURSUANT TO SUBSECTION (C) OR FOR TRANSFER TO THE GENERAL FUND
PURSUANT TO SUBSECTIONS (F) AND (G).] FOR PAYMENT OF BOND
OBLIGATIONS AND BOND ADMINISTRATIVE EXPENSES; FOR REPLENISHMENT
OF BOND RESERVES; FOR MAINTENANCE OF DEBT SERVICE RESERVES IN AN
AMOUNT THE DEPARTMENT, WITH APPROVAL BY THE OFFICE OF THE
BUDGET, DETERMINES NECESSARY TO MAINTAIN AN ADEQUATE DEBT
SERVICE COVERAGE RATIO; AND FOR EARLY, OPTIONAL, MANDATORY OR
OTHER REFUNDINGS, REDEMPTIONS OR PURCHASES OF OUTSTANDING BONDS
UNDER ARTICLE XIV OF THIS ACT.

(2) FOR THE PAYMENT OF ANNUAL INTEREST OBLIGATIONS ASSESSED
UNDER TITLE XII OF THE SOCIAL SECURITY ACT.

(3) [REPAYMENT] FOR REPAYMENT OF OUTSTANDING INTEREST-
BEARING ADVANCES RECEIVED UNDER TITLE XII OF THE SOCIAL SECURITY
ACT.

[(4) UNEMPLOYMENT COMPENSATION PAYMENTS UNDER THIS ACT.

(B) WHENEVER THE GOVERNOR SHALL ASCERTAIN THAT THE CASH
BALANCE AND CURRENT ESTIMATED RECEIPTS OF THE INTEREST FUND
SHALL BE INSUFFICIENT AT ANY TIME DURING ANY STATE FISCAL YEAR
TO MEET PROMPTLY THE EXPENSES OF THE COMMONWEALTH FROM SUCH
FUND, AND THE FUND WILL HAVE ADEQUATE FUNDS AVAILABLE TO MEET
SUCH EXPENSES AND OTHER ANTICIPATED EXPENSES PRIOR TO THE
COMPLETION OF THE FISCAL YEAR, THE STATE TREASURER IS HEREBY
AUTHORIZED AND DIRECTED, FROM TIME TO TIME DURING SUCH STATE
FISCAL YEAR, TO TRANSFER FROM THE GENERAL FUND TO THE INTEREST
FUND SUCH SUMS AS THE GOVERNOR DIRECTS. ANY SUMS SO TRANSFERRED
SHALL BE AVAILABLE ONLY FOR THE PURPOSES FOR WHICH THE FUND TO
WHICH THEY ARE TRANSFERRED IS APPROPRIATED BY LAW. SUCH
TRANSFERS SHALL BE MADE HEREUNDER UPON WARRANT OF THE STATE

1 TREASURER UPON REQUISITION OF THE GOVERNOR.

2 (C) IN ORDER TO REIMBURSE THE GENERAL FUND FOR MONEYS
3 TRANSFERRED FROM SUCH FUND UNDER SUBSECTION (B), THERE SHALL BE
4 TRANSFERRED MONEYS TO SUCH FUND FROM THE INTEREST FUND IN SUCH
5 AMOUNTS AND TIMES AS THE GOVERNOR SHALL DIRECT, BUT IN NO EVENT
6 LATER THAN THIRTY (30) DAYS AFTER THE END OF SUCH STATE FISCAL
7 YEAR. SUCH RETRANSFERS SHALL BE MADE UPON WARRANT OF THE STATE
8 TREASURER UPON REQUISITION OF THE GOVERNOR.

9 (D) ANY AMOUNT OF MONEYS REMAINING IN THIS FUND AT THE END
10 OF THE CALENDAR YEAR AFTER THE INTEREST OBLIGATIONS, FOR THE
11 CALENDAR YEAR, UNDER TITLE XII OF THE SOCIAL SECURITY ACT HAVE
12 BEEN MET MAY BE USED AS A VOLUNTARY REPAYMENT AS PRESCRIBED BY
13 SECTION 1202(B)(6)(A) OF THE SOCIAL SECURITY ACT, TO REDUCE THE
14 BALANCE OF ANY OUTSTANDING INTEREST-BEARING ADVANCES RECEIVED
15 UNDER TITLE XII OF THE SOCIAL SECURITY ACT.]

16 (4) FOR TRANSFER TO THE UNEMPLOYMENT COMPENSATION FUND
17 PURSUANT TO SUBSECTION (B), FOR PAYMENT OF COMPENSATION TO
18 INDIVIDUALS.

19 [(E) EXCEPT AS MAY BE PROVIDED IN SUBSECTIONS (F) AND (G),
20 ANY] (B) ANY AMOUNT OF MONEYS REMAINING IN THIS FUND AT THE END
21 OF [THE] A CALENDAR YEAR [IN WHICH THE OUTSTANDING BALANCE OF
22 INTEREST-BEARING ADVANCE UNDER TITLE XII OF THE SOCIAL SECURITY
23 ACT IS ZERO] SHALL BE TRANSFERRED TO THE UNEMPLOYMENT
24 COMPENSATION FUND AND CREDITED TO THE EMPLOYERS' CONTRIBUTION
25 ACCOUNT AS SPECIFIED IN SECTION 601[.

26 (F) SUBSEQUENT TO THE REPAYMENT OF ALL INDEBTEDNESS AS
27 DESCRIBED IN THIS SECTION, THE SUM OF FORTY-ONE MILLION DOLLARS
28 (\$41,000,000) IS HEREBY TRANSFERRED FROM THE INTEREST FUND TO
29 THE GENERAL FUND. MONEYS REMAINING IN THE INTEREST FUND AFTER
30 THIS TRANSFER SHALL BE TRANSFERRED TO THE UNEMPLOYMENT

1 COMPENSATION FUND AS PROVIDED IN SUBSECTION (E) .

2 (G) THE SUM OF ELEVEN MILLION SEVEN HUNDRED THOUSAND DOLLARS
3 (\$11,700,000) IS HEREBY TRANSFERRED FROM THE INTEREST FUND TO
4 THE GENERAL FUND. MONEYS REMAINING IN THE INTEREST FUND AFTER
5 THIS TRANSFER SHALL BE TRANSFERRED TO THE UNEMPLOYMENT
6 COMPENSATION FUND AS PROVIDED IN SUBSECTION (E) .] IF THE
7 FOLLOWING REQUIREMENTS ARE MET:

8 (1) THE BALANCE OF INTEREST-BEARING ADVANCES UNDER TITLE XII
9 OF THE SOCIAL SECURITY ACT IS ZERO AT THE END OF THAT YEAR;

10 (2) NO INTEREST ON ADVANCES SHALL BE DUE IN THE FOLLOWING
11 YEAR; AND

12 (3) THERE ARE NO OUTSTANDING BOND OBLIGATIONS AND BOND
13 ADMINISTRATION EXPENSES UNDER ARTICLE XIV OF THIS ACT AND NO
14 SUCH OBLIGATIONS AND EXPENSES WILL BE DUE IN THE FOLLOWING YEAR.

15 (C) INVESTMENT.--PENDING APPLICATION FOR THE PURPOSES
16 AUTHORIZED, MONEYS HELD OR DEPOSITED BY THE STATE TREASURER IN
17 THE DEBT SERVICE FUND MAY BE INVESTED OR REINVESTED AS ARE OTHER
18 FUNDS IN THE CUSTODY OF THE STATE TREASURER IN THE MANNER
19 PROVIDED BY LAW. ALL EARNINGS RECEIVED FROM THE INVESTMENT OR
20 DEPOSIT OF MONEYS SHALL BE PAID INTO THE STATE TREASURY TO THE
21 CREDIT OF THE DEBT SERVICE FUND.

22 SECTION 14. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

23 SECTION 601.5. REEMPLOYMENT FUND.--(A) THERE IS HEREBY
24 ESTABLISHED A RESTRICTED ACCOUNT IN THE STATE TREASURY TO BE
25 KNOWN AS THE REEMPLOYMENT FUND.

26 (B) MONEYS IN THE REEMPLOYMENT FUND SHALL CONSIST OF
27 CONTRIBUTIONS DEPOSITED INTO THE FUND PURSUANT TO SECTION
28 301.4 (E) .

29 (C) MONEYS IN THE REEMPLOYMENT FUND ARE HEREBY APPROPRIATED,
30 UPON APPROVAL OF THE GOVERNOR, TO THE DEPARTMENT FOR THE

1 FOLLOWING PURPOSES:

2 (1) PROGRAMS AND SERVICES TO ASSIST INDIVIDUALS TO BECOME
3 EMPLOYED OR IMPROVE THEIR EMPLOYMENT, INCLUDING, WITHOUT
4 LIMITATION, JOB SEARCH AND PLACEMENT SERVICES, EDUCATIONAL
5 ENHANCEMENT, JOB TRAINING AND JOB READINESS AND WORKPLACE SKILLS
6 TRAINING.

7 (2) RESEARCH AND STUDIES TO IMPROVE THE DEPARTMENT'S ABILITY
8 TO PROVIDE EMPLOYMENT SERVICES, INCLUDING, WITHOUT LIMITATION,
9 RESEARCH AND STUDIES TO DETERMINE THE COMPOSITION OF THE WORK
10 FORCE, DEMAND OCCUPATIONS AND SKILLS, FUTURE WORK FORCE NEEDS,
11 LABOR MARKET AND BUSINESS TRENDS, THE LEVELS, DURATION AND
12 STABILITY OF EMPLOYMENT AND THE EFFECTIVENESS OF EMPLOYMENT
13 SERVICES.

14 (3) IMPROVEMENTS TO THE DEPARTMENT'S INFORMATION TECHNOLOGY
15 INFRASTRUCTURE THAT WILL ENHANCE THE DEPARTMENT'S ABILITY TO
16 PROVIDE EMPLOYMENT SERVICES, INCLUDING, WITHOUT LIMITATION,
17 IMPROVEMENTS THAT WILL BETTER THE DEPARTMENT'S ABILITY TO
18 DETERMINE WORKER CHARACTERISTICS AND WORK FORCE CHARACTERISTICS
19 AND NEEDS, ACQUIRE AND DISTRIBUTE INFORMATION ABOUT JOB
20 OPPORTUNITIES AND MATCH JOB SEEKERS WITH JOB OPENINGS.

21 (4) COSTS OF ADMINISTERING ACTIVITIES UNDER THIS SECTION AND
22 THE COST OF COLLECTING THE CONTRIBUTIONS DEPOSITED INTO THE
23 REEMPLOYMENT FUND PURSUANT TO SECTION 301.4(E).

24 (D) THE DEPARTMENT MAY MAKE FUNDS AVAILABLE TO GOVERNMENTAL
25 AND PRIVATE SECTOR ORGANIZATIONS TO PERFORM ACTIVITIES
26 AUTHORIZED UNDER THIS SECTION. SUCH ORGANIZATIONS SHALL BE
27 SELECTED BASED ON A COMPETITIVE APPLICATION PROCESS AS
28 DETERMINED BY THE DEPARTMENT.

29 (E) AT THE END OF EACH CALENDAR YEAR THE DEPARTMENT SHALL
30 DETERMINE THE AMOUNT OF CONTRIBUTIONS DEPOSITED INTO THE

1 REEMPLOYMENT FUND DURING THAT YEAR PURSUANT TO SECTION 301.4(E).
2 IF ANY AMOUNT OF THE CONTRIBUTIONS DEPOSITED IN THE REEMPLOYMENT
3 FUND DURING A CALENDAR YEAR ARE NOT EXPENDED OR OBLIGATED FOR
4 EXPENDITURE BY JUNE 30 OF THE FOLLOWING YEAR, THAT AMOUNT SHALL
5 BE TRANSFERRED TO THE UNEMPLOYMENT COMPENSATION FUND UNDER
6 SECTION 601 OF THIS ACT.

7 (F) MONEYS IN THE FUND SHALL BE CONTINUOUSLY AVAILABLE FOR
8 EXPENDITURE IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION
9 AND SHALL NOT LAPSE AT ANY TIME NOR BE TRANSFERRED TO ANY OTHER
10 FUND EXCEPT AS PROVIDED IN SUBSECTION (E).

11 (G) NO LATER THAN JUNE 30 OF EACH CALENDAR YEAR THE
12 DEPARTMENT SHALL PROVIDE A REPORT TO THE GOVERNOR AND THE
13 GENERAL ASSEMBLY REGARDING THE ACTIVITIES UNDER THIS SECTION
14 DURING THE PRIOR CALENDAR YEAR AND AN ACCOUNTING FOR THE
15 CONTRIBUTIONS DEPOSITED INTO THE REEMPLOYMENT FUND, AND THE
16 EXPENDITURES FROM THE REEMPLOYMENT FUND, DURING THE PRIOR
17 CALENDAR YEAR.

18 SECTION 15. SECTION 603 OF THE ACT, AMENDED JUNE 15, 2005
19 (P.L.8, NO.5), IS AMENDED TO READ:

20 SECTION 603. STATE TREASURER AS CUSTODIAN.--THE STATE
21 TREASURER SHALL BE THE CUSTODIAN OF THE UNEMPLOYMENT
22 COMPENSATION FUND, THE ADMINISTRATION FUND, THE SPECIAL
23 ADMINISTRATION FUND, THE [INTEREST] DEBT SERVICE FUND [AND], THE
24 JOB TRAINING FUND AND THE REEMPLOYMENT FUND. HE SHALL GIVE A
25 BOND, OR BONDS, WITH CORPORATE SURETIES, CONDITIONED UPON THE
26 FAITHFUL PERFORMANCE OF HIS DUTIES AS CUSTODIAN OF SUCH FUNDS IN
27 SUCH AMOUNT OR AMOUNTS AS SHALL BE DETERMINED AND FIXED BY THE
28 EXECUTIVE BOARD OF THIS COMMONWEALTH. PREMIUMS FOR SUCH BOND OR
29 BONDS SHALL BE PAID BY THE DEPARTMENT OUT OF THE MONEYS IN THE
30 ADMINISTRATION FUND. ALL MONEYS BELONGING TO SUCH FUNDS

(EXCLUSIVE OF MONEYS ON DEPOSIT IN THE UNEMPLOYMENT TRUST FUND AS PROVIDED IN SECTION 601) SHALL BE DEPOSITED BY THE STATE TREASURER IN ANY BANKS OR PUBLIC DEPOSITORIES IN WHICH GENERAL FUNDS OF THE COMMONWEALTH MAY BE DEPOSITED, BUT NO PUBLIC DEPOSIT INSURANCE CHARGE OR PREMIUM SHALL BE PAID OUT OF MONEYS IN THE UNEMPLOYMENT COMPENSATION FUND. ANY LAW TO THE CONTRARY NOTWITHSTANDING, ALL PAYMENTS FROM SUCH FUNDS SHALL BE MADE UNDER SUCH SYSTEMS OF REQUISITIONING AND ACCOUNTING AS THE GOVERNOR, THE STATE TREASURER, AND SECRETARY SHALL DETERMINE.

SECTION 16. SECTION 804(A) OF THE ACT, AMENDED OCTOBER 19, 1988 (P.L.818, NO.109), IS AMENDED TO READ:

SECTION 804. RECOVERY AND RECOUPMENT OF COMPENSATION.-- (A) ANY PERSON WHO BY REASON OF HIS FAULT HAS RECEIVED ANY SUM AS COMPENSATION UNDER THIS ACT TO WHICH HE WAS NOT ENTITLED, SHALL BE LIABLE TO REPAY TO THE UNEMPLOYMENT COMPENSATION FUND TO THE CREDIT OF THE COMPENSATION ACCOUNT A SUM EQUAL TO THE AMOUNT SO RECEIVED BY HIM AND INTEREST AT THE RATE DETERMINED BY THE SECRETARY OF REVENUE AS PROVIDED BY SECTION 806 OF THE ACT OF APRIL 9, 1929 (P.L.343, NO.176), KNOWN AS "THE FISCAL CODE," PER MONTH OR FRACTION OF A MONTH FROM FIFTEEN (15) DAYS AFTER THE NOTICE OF OVERPAYMENT WAS ISSUED UNTIL PAID. SUCH SUM SHALL BE COLLECTIBLE (1) IN THE MANNER PROVIDED IN SECTION 308.1 OR SECTION 309 OF THIS ACT, FOR THE COLLECTION OF PAST DUE CONTRIBUTIONS, OR (2) BY DEDUCTION FROM ANY FUTURE COMPENSATION PAYABLE TO THE CLAIMANT UNDER THIS ACT: PROVIDED, THAT INTEREST ASSESSED UNDER THIS SECTION CANNOT BE RECOUPED BY DEDUCTION FROM ANY FUTURE COMPENSATION PAYABLE TO THE CLAIMANT UNDER THIS ACT: PROVIDED FURTHER, THAT NO ADMINISTRATIVE OR LEGAL PROCEEDINGS FOR THE COLLECTION OF SUCH SUM SHALL BE INSTITUTED AFTER THE EXPIRATION OF [SIX] TEN YEARS FOLLOWING THE END OF THE BENEFIT

1 YEAR WITH RESPECT TO WHICH SUCH SUM WAS PAID.

2 * * *

3 SECTION 17. THE ACT IS AMENDED BY ADDING ARTICLES TO READ:

4 ARTICLE XIV

5 UNEMPLOYMENT COMPENSATION BONDS

6 SECTION 1401. DEFINITIONS.

7 THE FOLLOWING WORDS AND PHRASES, WHEN USED IN THIS ARTICLE,
8 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
9 CONTEXT CLEARLY INDICATES OTHERWISE:

10 "AUTHORITY." THE PENNSYLVANIA ECONOMIC DEVELOPMENT FINANCING
11 AUTHORITY.

12 "BOND." ANY TYPE OF REVENUE OBLIGATION, INCLUDING A BOND OR
13 SERIES OF BONDS, NOTE, CERTIFICATE OR OTHER INSTRUMENT ISSUED BY
14 THE AUTHORITY FOR THE BENEFIT OF THE DEPARTMENT UNDER THIS
15 ARTICLE.

16 "BOND ADMINISTRATIVE EXPENSES." EXPENSES INCURRED TO
17 ADMINISTER BONDS AS PROVIDED UNDER THE ACT OF AUGUST 23, 1967
18 (P.L.251, NO.102), KNOWN AS THE ECONOMIC DEVELOPMENT FINANCING
19 LAW, OR AS OTHERWISE NECESSARY TO ENSURE COMPLIANCE WITH
20 APPLICABLE FEDERAL OR STATE LAW.

21 "BOND OBLIGATIONS." THE PRINCIPAL OF A BOND AND ANY PREMIUM
22 AND INTEREST PAYABLE ON A BOND, TOGETHER WITH ANY AMOUNT OWED
23 UNDER A RELATED CREDIT AGREEMENT OR A RELATED RESOLUTION OF THE
24 FINANCING AUTHORITY AUTHORIZING A BOND.

25 "CREDIT AGREEMENT." A LOAN AGREEMENT, A REVOLVING CREDIT
26 AGREEMENT, AN AGREEMENT ESTABLISHING A LINE OF CREDIT, A LETTER
27 OF CREDIT OR ANOTHER AGREEMENT THAT ENHANCES THE MARKETABILITY,
28 SECURITY OR CREDITWORTHINESS OF A BOND.

29 "DEBT SERVICE FUND." THE FUND ESTABLISHED UNDER SECTION
30 601.2.

1 "FEDERAL ADVANCES." LOANS BY THE FEDERAL GOVERNMENT TO THE
2 COMMONWEALTH FOR THE PAYMENT OF COMPENSATION UNDER TITLE XII OF
3 THE SOCIAL SECURITY ACT (58 STAT. 790, 42 U.S.C. § 1321 ET SEQ.)
4 OR ANY SIMILAR FEDERAL LAW.

5 "FINANCING LAW." THE ACT OF AUGUST 23, 1967 (P.L.251,
6 NO.102), KNOWN AS THE ECONOMIC DEVELOPMENT FINANCING LAW.
7 SECTION 1402. BOND ISSUANCE.

8 (A) DECLARATION OF POLICY.--THE GENERAL ASSEMBLY FINDS AND
9 DECLARES THAT FUNDING THE PAYMENT OF COMPENSATION OR THE
10 REPAYMENT OF PREVIOUS FEDERAL ADVANCES, INCLUDING INTEREST,
11 THROUGH THE AUTHORITY, IS IN THE BEST INTEREST OF THE
12 COMMONWEALTH.

13 (B) AUTHORITY.--NOTWITHSTANDING ANY OTHER LAW, THE FOLLOWING
14 SHALL APPLY:

15 (1) THE DEPARTMENT MAY BE A PROJECT APPLICANT UNDER THE
16 FINANCING LAW AND MAY APPLY TO THE AUTHORITY FOR THE FUNDING
17 OF COMPENSATION OR REPAYMENT OF FEDERAL ADVANCES AND INTEREST
18 DUE ON THEM.

19 (2) THE FUNDING OF COMPENSATION OR REPAYMENT OF FEDERAL
20 ADVANCES AND INTEREST DUE ON THEM SHALL CONSTITUTE A PROJECT
21 FOR PURPOSES OF THE FINANCING LAW.

22 (3) THE AUTHORITY MAY ISSUE BONDS UNDER THE FINANCING
23 LAW, CONSISTENT WITH THIS ARTICLE, TO FINANCE A PROJECT
24 CONSISTING OF THE FUNDING OF COMPENSATION OR REPAYMENT OF
25 FEDERAL ADVANCES AND INTEREST DUE ON THEM OR REFUNDING OR
26 REDEEMING OF PRIOR BONDS.

27 (4) PARTICIPATION OF AN INDUSTRIAL AND COMMERCIAL
28 DEVELOPMENT AUTHORITY IS NOT REQUIRED TO FINANCE THE PAYMENT
29 OF COMPENSATION OR REPAYMENT OF FEDERAL ADVANCES AND INTEREST
30 DUE ON THEM.

1 (C) DEBT OR LIABILITY.--

2 (1) BONDS ISSUED UNDER THIS ARTICLE SHALL NOT BE A DEBT
3 OR LIABILITY OF THE COMMONWEALTH AND SHALL NOT CREATE OR
4 CONSTITUTE ANY INDEBTEDNESS, LIABILITY OR OBLIGATION OF THE
5 COMMONWEALTH.

6 (2) BOND OBLIGATIONS AND BOND ADMINISTRATIVE EXPENSES
7 SHALL BE PAYABLE SOLELY FROM REVENUES OR FUNDS PLEDGED OR
8 AVAILABLE FOR THEIR REPAYMENT AS AUTHORIZED IN THIS ARTICLE.
9 THIS PARAGRAPH INCLUDES THE PROCEEDS OF ANY ISSUANCE OF
10 BONDS.

11 (3) EACH BOND MUST CONTAIN ON ITS FACE A STATEMENT THAT:

12 (I) THE AUTHORITY IS OBLIGATED TO PAY THE PRINCIPAL
13 OF THE BOND OR THE INTEREST ON THE BOND ONLY FROM FUNDS
14 MADE AVAILABLE UNDER THIS ARTICLE;

15 (II) NEITHER THE COMMONWEALTH NOR A POLITICAL
16 SUBDIVISION IS OBLIGATED TO PAY THE PRINCIPAL OR
17 INTEREST; AND

18 (III) THE FULL FAITH AND CREDIT OF THE COMMONWEALTH
19 IS NOT PLEDGED TO THE PAYMENT OF THE PRINCIPAL OF OR THE
20 INTEREST ON THE BONDS.

21 SECTION 1403. CRITERIA FOR BOND ISSUANCE.

22 (A) DETERMINATION.--IF THE DEPARTMENT REASONABLY EXPECTS
23 THAT THE ISSUANCE OF BONDS TO OBTAIN FUNDS TO PAY COMPENSATION
24 OR TO REPAY FEDERAL ADVANCES, INCLUDING INTEREST, WOULD RESULT
25 IN A SAVINGS TO EMPLOYERS IN THIS COMMONWEALTH, AS AN
26 ALTERNATIVE TO BORROWING BY MEANS OF FEDERAL ADVANCES OR
27 REPAYMENT OF THE FEDERAL ADVANCES AND INTEREST BY OTHER MEANS,
28 THE DEPARTMENT, WITH APPROVAL BY THE OFFICE OF THE BUDGET, MAY
29 APPLY TO THE AUTHORITY TO ISSUE BONDS FOR ITS BENEFIT UNDER
30 SECTION 1402(B).

1 (B) TERMS.--

2 (1) THE DEPARTMENT, WITH THE APPROVAL OF THE OFFICE OF
3 THE BUDGET, SHALL SPECIFY IN ITS APPLICATION TO THE
4 AUTHORITY:

5 (I) THE MAXIMUM PRINCIPAL AMOUNT OF THE BONDS FOR
6 EACH SEPARATE BOND ISSUE; AND

7 (II) THE MAXIMUM TERM OF THE BONDS, NOT TO EXCEED 20
8 YEARS.

9 (2) THE TOTAL PRINCIPAL AMOUNT OF BONDS OUTSTANDING
10 UNDER THIS ARTICLE FOR ALL BOND ISSUES MAY NOT EXCEED
11 \$4,500,000,000.

12 SECTION 1404. ISSUANCE OF BONDS AND SECURITY.

13 (A) ISSUANCE.--THE AUTHORITY SHALL CONSIDER ISSUANCE OF
14 BONDS UPON APPLICATION BY THE DEPARTMENT. BONDS ISSUED UNDER
15 THIS ARTICLE SHALL BE SUBJECT TO THE PROVISIONS OF THE FINANCING
16 LAW, UNLESS OTHERWISE SPECIFIED BY THIS ARTICLE.

17 (B) AGREEMENTS.--THE AUTHORITY AND THE DEPARTMENT MAY ENTER
18 INTO LOAN AGREEMENTS, CREDIT AGREEMENTS, BOND PURCHASE
19 AGREEMENTS AND OTHER CONTRACTS, INSTRUMENTS AND AGREEMENTS IN
20 CONNECTION WITH THE BONDS IN ORDER TO EFFECTUATE THE PURPOSES OF
21 THE FINANCING LAW AND THIS ARTICLE.

22 (C) SECURITY.--THE BOND OBLIGATIONS AND BOND ADMINISTRATIVE
23 EXPENSES ARE SECURED, FOR THE BENEFIT OF THE HOLDERS OF THE
24 BONDS AND THE OBLIGEEES UNDER ANY AGREEMENTS IN SUBSECTION (B),
25 BY PLEDGE OF, SECURITY INTEREST IN AND FIRST LIEN ON ALL OF THE
26 FOLLOWING:

27 (1) ADDITIONAL CONTRIBUTIONS COLLECTED UNDER SECTION
28 301.6.

29 (2) MONEYS ON DEPOSIT IN THE DEBT SERVICE FUND. THIS
30 PARAGRAPH INCLUDES ALL INVESTMENT INCOME ON THOSE MONEYS.

1 (3) ALL MONEYS RELATING TO THE BONDS HELD ON DEPOSIT IN
2 ANY OTHER FUND OR ACCOUNT UNDER AN INSTRUMENT OR AGREEMENT
3 PERTAINING TO THE BONDS. THIS PARAGRAPH INCLUDES BOND
4 RESERVES AND INTEREST INCOME ON THE MONEYS.

5 THE SECURITY PROVIDED IN THIS SUBSECTION DOES NOT APPLY TO
6 MONEYS IN ANY FUND OR ACCOUNT RELATED TO ARBITRAGE REBATE
7 OBLIGATIONS.

8 SECTION 1405. SALE OF BONDS.

9 THE SALE OF BONDS ISSUED UNDER THIS ARTICLE SHALL BE SUBJECT
10 TO THE FOLLOWING:

11 (1) THE AUTHORITY SHALL GIVE FIRST CONSIDERATION TO
12 ISSUING THE BONDS BY MEANS OF A PUBLIC, COMPETITIVE SALE AT
13 NOT LESS THAN 98% OF THE PRINCIPAL AMOUNT AND ACCRUED
14 INTEREST TO THE HIGHEST BIDDERS. THE AUTHORITY SHALL PUBLICLY
15 ADVERTISE THE SALE. THE MANNER AND TIMES OF ADVERTISING SHALL
16 BE PRESCRIBED BY THE AUTHORITY.

17 (2) IF, IN THE JUDGMENT OF THE AUTHORITY, A PUBLIC,
18 COMPETITIVE SALE WILL NOT PRODUCE THE MOST BENEFIT TO
19 EMPLOYERS AND THE COMMONWEALTH, THE AUTHORITY SHALL ADOPT A
20 RESOLUTION SETTING FORTH IN DETAIL THE REASONS FOR THIS
21 DETERMINATION. A COPY OF THE RESOLUTION SHALL BE TRANSMITTED
22 TO THE GOVERNOR, THE CHAIRMAN AND MINORITY CHAIRMAN OF THE
23 LABOR AND INDUSTRY COMMITTEE OF THE SENATE AND THE CHAIRMAN
24 AND MINORITY CHAIRMAN OF THE LABOR AND INDUSTRY COMMITTEE OF
25 THE HOUSE OF REPRESENTATIVES. AFTER ADOPTION OF THE
26 RESOLUTION, THE AUTHORITY SHALL HAVE THE OPTION TO PURSUE A
27 NEGOTIATED SALE.

28 SECTION 1406. USE OF BOND PROCEEDS.

29 (A) ORDER.--UPON ISSUANCE OF BONDS, THE PROCEEDS SHALL BE
30 APPLIED IN THE FOLLOWING ORDER:

1 (1) PAY THE COSTS OF ISSUANCE OF THE BONDS;
2 (2) FUND BOND RESERVES;
3 (3) DEPOSIT IN AN APPROPRIATE FUND MONEYS TO PAY
4 CAPITALIZED INTEREST ON THE BONDS FOR THE PERIOD DETERMINED
5 BY THE DEPARTMENT, NOT TO EXCEED TWO YEARS;
6 (4) REFUND OUTSTANDING BONDS, IF APPLICABLE;
7 (5) MAKE ANY OTHER DEPOSIT REQUIRED UNDER ANY INSTRUMENT
8 OR AGREEMENT PERTAINING TO THE BONDS;
9 (6) REPAY THE PRINCIPAL AND INTEREST OF FEDERAL
10 ADVANCES; AND
11 (7) DEPOSIT ANY BALANCE INTO AN UNEMPLOYMENT
12 COMPENSATION PROGRAM FUND UNDER ANY INSTRUMENT OR AGREEMENT
13 RELATING TO THE BONDS.

14 (B) APPLICATION OF BALANCE.--THE BOND PROCEEDS DEPOSITED
15 UNDER SUBSECTION (A) (7) SHALL BE APPLIED AS DIRECTED BY THE
16 DEPARTMENT TO DO ONE OR MORE OF THE FOLLOWING:

17 (1) REPAY THE PRINCIPAL AND INTEREST OF PREVIOUS FEDERAL
18 ADVANCES.
19 (2) PAY UNEMPLOYMENT COMPENSATION BENEFITS.
20 (3) PAY BOND ADMINISTRATIVE EXPENSES.
21 (4) REDEEM OR PURCHASE OUTSTANDING BONDS.
22 (5) PAY BOND OBLIGATIONS.

23 SECTION 1407. PAYMENT OF BOND-RELATED OBLIGATIONS.

24 (A) NOTIFICATION.--FOR EACH CALENDAR YEAR IN WHICH BOND
25 OBLIGATIONS AND BOND ADMINISTRATIVE EXPENSES WILL BE DUE, THE
26 AUTHORITY SHALL NOTIFY THE DEPARTMENT OF THE AMOUNT OF BOND
27 OBLIGATIONS AND THE ESTIMATED AMOUNT OF BOND ADMINISTRATIVE
28 EXPENSES IN SUFFICIENT TIME, AS DETERMINED BY THE DEPARTMENT, TO
29 PERMIT THE DEPARTMENT TO DETERMINE THE AMOUNT OF ADDITIONAL
30 CONTRIBUTIONS UNDER SECTION 301.6 REQUIRED FOR THAT YEAR, FOR

1 DEPOSIT INTO THE DEBT SERVICE FUND. THE AUTHORITY'S CALCULATION
2 OF THE AMOUNT OF BOND OBLIGATIONS AND BOND ADMINISTRATIVE
3 EXPENSES THAT WILL BE DUE IS SUBJECT TO VERIFICATION BY THE
4 DEPARTMENT.

5 (B) TRANSFER.--MONEYS IN THE DEBT SERVICE FUND THAT ARE
6 NEEDED TO PAY BOND OBLIGATIONS AND BOND ADMINISTRATIVE EXPENSES
7 OR TO REPLENISH BOND RESERVES SHALL BE TRANSFERRED TO THE
8 AUTHORITY TO ENSURE TIMELY PAYMENT OF BOND OBLIGATIONS AND BOND
9 ADMINISTRATIVE EXPENSES AND TIMELY REPLENISHMENT OF BOND
10 RESERVES UNDER ANY INSTRUMENT OR AGREEMENT RELATED TO THE BONDS.

11 (C) DEFICIENCY IN DEBT SERVICE FUND.--IF THERE IS A
12 DEFICIENCY IN THE DEBT SERVICE FUND AND TO THE EXTENT PERMITTED
13 BY LAW, THAT PART OF THE PRINCIPAL OWED ON BONDS WHICH IS
14 ATTRIBUTABLE TO REPAYMENT OF THE PRINCIPAL OF ADVANCES UNDER
15 TITLE XII OF THE SOCIAL SECURITY ACT (58 STAT. 790, 42 U.S.C. §
16 1321 ET SEQ.), EXCLUSIVE OF INTEREST OR ADMINISTRATIVE COSTS
17 ASSOCIATED WITH THE BONDS, MAY BE PAID FROM THE UNEMPLOYMENT
18 COMPENSATION FUND.

19 SECTION 1408. COMMONWEALTH NOT TO IMPAIR BOND-RELATED
20 OBLIGATIONS.

21 THE COMMONWEALTH PLEDGES THAT IT SHALL NOT DO ANY OF THE
22 FOLLOWING:

23 (1) LIMIT OR ALTER THE RIGHTS AND RESPONSIBILITIES OF
24 THE AUTHORITY OR THE DEPARTMENT UNDER THIS ARTICLE, INCLUDING
25 THE RESPONSIBILITY TO:

26 (I) PAY BOND OBLIGATIONS AND BOND ADMINISTRATIVE
27 EXPENSES; AND

28 (II) COMPLY WITH ANY OTHER INSTRUMENT OR AGREEMENT
29 PERTAINING TO BONDS.

30 (2) ALTER OR LIMIT THE SECURITY INTEREST GRANTED IN

1 SECTION 1404(C).

2 (3) IMPAIR THE RIGHTS AND REMEDIES OF THE HOLDERS OF
3 BONDS, UNTIL ALL BONDS AT ANY TIME ISSUED, TOGETHER WITH THE
4 INTEREST THEREON, ARE FULLY MET AND DISCHARGED.

5 SECTION 1409. NO PERSONAL LIABILITY.

6 THE MEMBERS, DIRECTORS, OFFICERS AND EMPLOYEES OF THE
7 DEPARTMENT AND THE AUTHORITY ARE NOT PERSONALLY LIABLE AS A
8 RESULT OF GOOD FAITH EXERCISE OF THE RIGHTS AND RESPONSIBILITIES
9 GRANTED UNDER THIS ARTICLE.

10 SECTION 1410. EXPIRATION.

11 THE AUTHORITY TO ISSUE BONDS OTHER THAN REFINANCING AND
12 REFUNDING BONDS UNDER SECTIONS 1402 AND 1404 SHALL EXPIRE
13 DECEMBER 31, 2016.

14 SECTION 1411. ANNUAL REPORT REQUIRED.

15 NO LATER THAN MARCH 1 OF THE YEAR FOLLOWING THE FIRST FULL
16 YEAR IN WHICH BONDS HAVE BEEN ISSUED UNDER THIS ARTICLE, AND FOR
17 EACH YEAR THEREAFTER IN WHICH BOND OBLIGATIONS EXISTED IN THE
18 PRIOR YEAR, THE DEPARTMENT SHALL SUBMIT AN ANNUAL REPORT TO THE
19 CHAIRMAN AND MINORITY CHAIRMAN OF THE LABOR AND INDUSTRY
20 COMMITTEE OF THE SENATE AND TO THE CHAIRMAN AND MINORITY
21 CHAIRMAN OF THE LABOR AND INDUSTRY COMMITTEE OF THE HOUSE OF
22 REPRESENTATIVES PROVIDING ALL DATA AVAILABLE ON BONDS ISSUED OR
23 EXISTING IN THE PRIOR YEAR. THE REPORT SHALL INCLUDE, BUT NOT BE
24 LIMITED TO, EXISTING AND ANTICIPATED BOND PRINCIPAL, INTEREST
25 AND ADMINISTRATIVE COSTS, REVENUE, REPAYMENTS, REFINANCING,
26 OVERALL BENEFITS, INCLUDING ANY SAVINGS TO EMPLOYERS AND ANY
27 OTHER RELEVANT DATA, FACTS AND STATISTICS THAT THE DEPARTMENT
28 BELIEVES NECESSARY IN THE CONTENT OF THE REPORT.

29 ARTICLE XV

30 UNEMPLOYMENT COMPENSATION AMNESTY PROGRAM

1 SECTION 1501. DEFINITIONS.

2 THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS ARTICLE
3 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SECTION UNLESS THE
4 CONTEXT CLEARLY INDICATES OTHERWISE:

5 "AMNESTY PERIOD." THE PERIOD OF THREE CONSECUTIVE CALENDAR
6 MONTHS DESIGNATED BY THE DEPARTMENT OF LABOR AND INDUSTRY THAT
7 COMMENCES NO LATER THAN 360 DAYS AFTER THE EFFECTIVE DATE OF
8 THIS SECTION.

9 "EMPLOYEE INFORMATION." THE NAME AND SOCIAL SECURITY NUMBER
10 OF EACH EMPLOYEE, THE AMOUNT OF WAGES PAID TO EACH EMPLOYEE AND
11 THE NUMBER OF CREDIT WEEKS FOR EACH EMPLOYEE IN EACH CALENDAR
12 QUARTER.

13 "INTEREST." MONETARY OBLIGATIONS IMPOSED UNDER SECTIONS 308
14 AND 804(A).

15 "PENALTIES." MONETARY OBLIGATIONS IMPOSED UNDER SECTIONS
16 206(D) AND 313.

17 "PENALTY WEEKS." WEEKS FOR WHICH AN INDIVIDUAL IS
18 DISQUALIFIED FROM RECEIVING COMPENSATION UNDER SECTION 801(B).

19 "PROGRAM." THE UNEMPLOYMENT COMPENSATION AMNESTY PROGRAM
20 ESTABLISHED UNDER THIS ARTICLE.

21 SECTION 1502. PROGRAM ESTABLISHED.

22 THERE IS ESTABLISHED AN UNEMPLOYMENT COMPENSATION AMNESTY
23 PROGRAM IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE.

24 SECTION 1503. APPLICABILITY.

25 (A) EMPLOYER LIABILITIES.--EXCEPT AS PROVIDED IN SUBSECTIONS
26 (C) AND (D), THE PROGRAM SHALL APPLY TO THE FOLLOWING
27 UNEMPLOYMENT COMPENSATION EMPLOYER LIABILITIES:

28 (1) UNPAID CONTRIBUTIONS DUE FOR CALENDAR QUARTERS
29 THROUGH THE FIRST QUARTER OF 2012, FOR WHICH THE EMPLOYER
30 REPORTED THE EMPLOYEE INFORMATION OR THE DEPARTMENT ACQUIRED

1 THE EMPLOYEE INFORMATION THROUGH AN AUDIT.

2 (2) UNPAID CONTRIBUTIONS DUE FOR CALENDAR QUARTERS
3 THROUGH THE FIRST QUARTER OF 2012, FOR WHICH THE EMPLOYER DID
4 NOT REPORT THE EMPLOYEE INFORMATION AND THE DEPARTMENT DID
5 NOT ACQUIRE THE EMPLOYEE INFORMATION THROUGH AN AUDIT.

6 (3) UNPAID REIMBURSEMENT DUE ON OR BEFORE APRIL 30,
7 2012.

8 (4) UNPAID INTEREST DUE ON CONTRIBUTIONS PAID LATE FOR
9 CALENDAR QUARTERS THROUGH THE FIRST QUARTER OF 2012 OR ON
10 REIMBURSEMENT THAT WAS DUE ON OR BEFORE APRIL 30, 2012, AND
11 WAS PAID LATE.

12 (5) UNPAID PENALTIES DUE FOR REPORTS FILED LATE FOR
13 CALENDAR QUARTERS THROUGH THE FIRST QUARTER OF 2012.

14 (B) CLAIMANT LIABILITIES.--EXCEPT AS PROVIDED IN SUBSECTIONS
15 (C) AND (D), THE PROGRAM SHALL APPLY TO THE FOLLOWING
16 UNEMPLOYMENT COMPENSATION CLAIMANT LIABILITIES:

17 (1) A FAULT OVERPAYMENT OF COMPENSATION UNDER SECTION
18 804(A) ESTABLISHED PURSUANT TO A NOTICE OF DETERMINATION OF
19 OVERPAYMENT ISSUED BY THE DEPARTMENT ON OR BEFORE JUNE 30,
20 2012, TO THE EXTENT REPAYMENT HAS NOT OCCURRED.

21 (2) A NONFAULT OVERPAYMENT OF COMPENSATION UNDER SECTION
22 804(B) (1) ESTABLISHED PURSUANT TO A NOTICE OF DETERMINATION
23 OF OVERPAYMENT ISSUED BY THE DEPARTMENT ON OR BEFORE JUNE 30,
24 2012, TO THE EXTENT REPAYMENT HAS NOT OCCURRED.

25 (3) COMPENSATION PAID TO A CLAIMANT FOR CALENDAR WEEKS
26 THROUGH THE WEEK ENDING JUNE 30, 2012, FOR WHICH THE
27 DEPARTMENT HAS NOT ISSUED A NOTICE OF DETERMINATION OF
28 OVERPAYMENT, BUT THE CLAIMANT ACKNOWLEDGES THAT THE
29 COMPENSATION WAS OVERPAID UNDER CIRCUMSTANCES TO WHICH
30 SECTION 804(A) APPLIES.

1 (4) UNPAID INTEREST DUE ON AN OVERPAYMENT OF
2 COMPENSATION UNDER SECTION 804(A) THAT WAS REPAID ON OR
3 BEFORE JUNE 30, 2012.

4 (C) EXCLUDED LIABILITIES.--THE FOLLOWING UNEMPLOYMENT
5 COMPENSATION LIABILITIES ARE EXCLUDED FROM THE PROGRAM:

6 (1) AN OVERPAYMENT OF COMPENSATION ESTABLISHED PURSUANT
7 TO A NOTICE OF DETERMINATION OF OVERPAYMENT THAT HAS NOT
8 BECOME FINAL.

9 (2) AN EMPLOYER LIABILITY FOR WHICH A PETITION FOR
10 REASSESSMENT UNDER SECTION 304(B) OR AN APPLICATION FOR
11 REVIEW AND REDETERMINATION OF CONTRIBUTION RATE UNDER SECTION
12 301(E) (2) IS PENDING.

13 (D) FURTHER EXCLUSIONS.--THE DEPARTMENT MAY EXCLUDE THE
14 FOLLOWING UNEMPLOYMENT COMPENSATION LIABILITIES FROM THE
15 PROGRAM:

16 (1) A LIABILITY FOR WHICH A PRAECIPE FOR A WRIT OF
17 EXECUTION WAS FILED PRIOR TO RECEIPT OF THE AMNESTY FORM.

18 (2) A LIABILITY THAT WAS REFERRED FOR JUDICIAL
19 PROCEEDINGS OR FOR WHICH A JUDICIAL PROCEEDING WAS COMMENCED
20 PRIOR TO RECEIPT OF THE AMNESTY FORM.

21 (3) A LIABILITY THAT IS REQUIRED TO BE PAID UNDER AN
22 ORDER OF A FEDERAL OR STATE COURT.

23 SECTION 1504. PROCEDURE FOR PARTICIPATION.

24 TO PARTICIPATE IN THE PROGRAM, AN EMPLOYER OR A CLAIMANT
25 SHALL DO THE FOLLOWING:

26 (1) DURING THE AMNESTY PERIOD, THE EMPLOYER OR CLAIMANT
27 SHALL FILE AN AMNESTY FORM WITH THE DEPARTMENT CONTAINING ALL
28 INFORMATION REQUIRED BY THE DEPARTMENT, INCLUDING A STATEMENT
29 BY THE EMPLOYER OR CLAIMANT ACKNOWLEDGING THE PROVISIONS OF
30 SECTION 1506(F). THE FORM SHALL BE FILED IN A MANNER

1 SPECIFIED IN AND THE FILING DATE OF THE FORM SHALL BE
2 DETERMINED BY GUIDELINES ESTABLISHED BY THE DEPARTMENT.

3 (2) IF AN EMPLOYER IS SEEKING AMNESTY WITH REGARD TO A
4 LIABILITY DESCRIBED IN SECTION 1503(A)(2), THE EMPLOYER SHALL
5 REPORT THE EMPLOYEE INFORMATION BY FILING QUARTERLY REPORTS
6 AS REQUIRED BY REGULATIONS PROMULGATED BY THE DEPARTMENT FOR
7 ALL CALENDAR QUARTERS FOR WHICH THE EMPLOYER DID NOT
8 PREVIOUSLY FILE REPORTS AND BY FILING AMENDED QUARTERLY
9 REPORTS FOR ALL CALENDAR QUARTERS FOR WHICH THE EMPLOYER DID
10 NOT FILE COMPLETE REPORTS. THE QUARTERLY REPORTS SHALL
11 ACCOMPANY THE AMNESTY FORM.

12 (3) THE EMPLOYER OR CLAIMANT SHALL PAY THE AMOUNT OR
13 AMOUNTS REQUIRED BY SECTION 1505. PAYMENT SHALL ACCOMPANY THE
14 AMNESTY FORM.

15 SECTION 1505. REQUIRED PAYMENT AND TERMS OF AMNESTY.

16 AN EMPLOYER OR CLAIMANT SHALL PAY THE AMOUNT OR AMOUNTS
17 SPECIFIED IN THIS SECTION THAT CORRESPOND TO THE LIABILITY OR
18 LIABILITIES FOR WHICH AMNESTY IS SOUGHT. THE DEPARTMENT SHALL
19 GRANT AMNESTY AS PROVIDED IN THIS SECTION AND SECTION 1506.

20 (1) IF AN EMPLOYER IS SEEKING AMNESTY WITH REGARD TO
21 UNPAID CONTRIBUTIONS DESCRIBED IN SECTION 1503(A)(1) OR (2):

22 (I) THE EMPLOYER SHALL PAY ALL OF THE UNPAID
23 CONTRIBUTIONS AND LIEN FILING COSTS, IF APPLICABLE, AND
24 ONE-HALF OF THE INTEREST AND PENALTIES DUE.

25 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING
26 INTEREST AND PENALTIES DUE CORRESPONDING TO THE
27 CONTRIBUTIONS.

28 (2) IF AN EMPLOYER IS SEEKING AMNESTY WITH REGARD TO
29 UNPAID REIMBURSEMENT DESCRIBED IN SECTION 1503(A)(3):

30 (I) THE EMPLOYER SHALL PAY ALL OF THE UNPAID

1 REIMBURSEMENT AND LIEN FILING COSTS, IF APPLICABLE, AND
2 ONE-HALF OF THE INTEREST DUE.

3 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING
4 INTEREST DUE CORRESPONDING TO THE REIMBURSEMENT.

5 (3) IF AN EMPLOYER IS SEEKING AMNESTY WITH REGARD TO
6 UNPAID INTEREST DESCRIBED IN SECTION 1503(A) (4):

7 (I) THE EMPLOYER SHALL PAY ALL OF THE LIEN FILING
8 COSTS, IF APPLICABLE, AND ONE-HALF OF THE UNPAID INTEREST
9 DUE.

10 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING UNPAID
11 INTEREST DUE.

12 (4) IF AN EMPLOYER IS SEEKING AMNESTY WITH REGARD TO
13 UNPAID PENALTIES DESCRIBED IN SECTION 1503(A) (5):

14 (I) THE EMPLOYER SHALL PAY ALL OF THE LIEN FILING
15 COSTS, IF APPLICABLE, AND ONE-HALF OF THE UNPAID
16 PENALTIES DUE.

17 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING UNPAID
18 PENALTIES DUE.

19 (5) IF A CLAIMANT IS SEEKING AMNESTY WITH REGARD TO AN
20 OVERPAYMENT DESCRIBED IN SECTION 1503(B) (1) OR (3):

21 (I) THE CLAIMANT SHALL PAY THE OUTSTANDING BALANCE
22 OF THE OVERPAYMENT AND LIEN FILING COSTS, IF APPLICABLE,
23 AND ONE-HALF OF THE INTEREST DUE.

24 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING
25 INTEREST DUE AND ONE-HALF OF ANY PREVIOUSLY IMPOSED
26 PENALTY WEEKS CORRESPONDING TO THE OVERPAYMENT THAT HAVE
27 NOT BEEN SERVED BY THE CLAIMANT, AND SHALL NOT ISSUE A
28 NOTICE OF DETERMINATION IMPOSING PENALTY WEEKS
29 CORRESPONDING TO THE OVERPAYMENT. IF ONE-HALF OF THE
30 UNSERVED PENALTY WEEKS IS NOT AN EVEN MULTIPLE OF ONE,

1 THE NUMBER OF PENALTY WEEKS WAIVED SHALL BE ROUNDED TO
2 THE NEXT LOWER MULTIPLE OF ONE.

3 (6) IF A CLAIMANT IS SEEKING AMNESTY WITH REGARD TO AN
4 OVERPAYMENT DESCRIBED IN SECTION 1503(B) (2) :

5 (I) THE CLAIMANT SHALL PAY 50% OF THE OUTSTANDING
6 BALANCE OF THE OVERPAYMENT.

7 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING
8 BALANCE OF THE OVERPAYMENT.

9 (7) IF A CLAIMANT IS SEEKING AMNESTY WITH REGARD TO
10 UNPAID INTEREST DESCRIBED IN SECTION 1503(B) (4) :

11 (I) THE CLAIMANT SHALL PAY ALL OF THE LIEN FILING
12 COSTS, IF APPLICABLE, AND ONE-HALF OF THE INTEREST DUE.

13 (II) THE DEPARTMENT SHALL WAIVE THE REMAINING UNPAID
14 INTEREST DUE.

15 SECTION 1506. ADDITIONAL TERMS AND CONDITIONS OF AMNESTY.

16 (A) GENERAL RULE.--IF A PAYMENT PLAN AGREEMENT EXISTS
17 BETWEEN AN EMPLOYER OR CLAIMANT AND THE DEPARTMENT FOR A
18 LIABILITY FOR WHICH THE EMPLOYER OR CLAIMANT IS SEEKING AMNESTY,
19 THE EMPLOYER OR CLAIMANT SHALL PAY THE AMOUNT OR AMOUNTS
20 REQUIRED BY SECTION 1505 DURING THE AMNESTY PERIOD IN ORDER TO
21 RECEIVE AMNESTY, NOTWITHSTANDING ANY TERMS OF THE AGREEMENT TO
22 THE CONTRARY.

23 (B) PROCEEDINGS.--THE DEPARTMENT SHALL NOT COMMENCE ANY
24 ADMINISTRATIVE OR JUDICIAL PROCEEDING AGAINST AN EMPLOYER WITH
25 REGARD TO ANY CONTRIBUTIONS, REIMBURSEMENT, INTEREST OR PENALTY
26 PAID UNDER THE PROGRAM, OR ANY INTEREST OR PENALTIES WAIVED
27 UNDER THE PROGRAM. THE DEPARTMENT SHALL NOT COMMENCE ANY
28 ADMINISTRATIVE OR JUDICIAL PROCEEDING AGAINST A CLAIMANT WITH
29 REGARD TO ANY OVERPAYMENT OR INTEREST PAID UNDER THE PROGRAM OR
30 ANY OVERPAYMENT OR INTEREST WAIVED UNDER THE PROGRAM.

1 (C) LIABILITIES.--IF A LIABILITY FOR CONTRIBUTIONS DESCRIBED
2 IN SECTION 1503(A) (2) OR LIABILITY FOR AN OVERPAYMENT DESCRIBED
3 IN SECTION 1503(B) (3) IS DISCLOSED AND PAID UNDER THE PROGRAM,
4 AND THE DEPARTMENT DETERMINES THAT THE LIABILITY AS DISCLOSED
5 WAS UNDERSTATED, THE DEPARTMENT MAY COMMENCE ADMINISTRATIVE OR
6 JUDICIAL PROCEEDINGS AND IMPOSE INTEREST, PENALTIES AND OTHER
7 MONETARY OBLIGATIONS ONLY WITH REGARD TO THE DIFFERENCE BETWEEN
8 THE LIABILITY AS DISCLOSED AND THE CORRECT AMOUNT OF THE
9 LIABILITY.

10 (D) CONSTRUCTION.--EXCEPT AS PROVIDED IN SUBSECTION (C),
11 NOTHING IN THIS ARTICLE SHALL BE CONSTRUED TO PROHIBIT THE
12 DEPARTMENT FROM COMMENCING ADMINISTRATIVE OR JUDICIAL
13 PROCEEDINGS AND IMPOSING INTEREST, PENALTIES AND OTHER MONETARY
14 OBLIGATIONS WITH RESPECT TO ANY LIABILITY THAT IS NOT DISCLOSED
15 UNDER THE PROGRAM OR ANY AMOUNT THAT IS NOT PAID UNDER THE
16 PROGRAM.

17 (E) REFUNDS AND CREDITS.--AN EMPLOYER OR CLAIMANT SHALL NOT
18 BE OWED A REFUND OR CREDIT UNDER THIS ARTICLE FOR ANY AMOUNT
19 PAID PRIOR TO THE AMNESTY PERIOD.

20 (F) RESTRICTIONS.--AN EMPLOYER OR CLAIMANT MAY NOT COMMENCE
21 AN ADMINISTRATIVE OR JUDICIAL PROCEEDING WITH REGARD TO THE
22 AMNESTY FORM, ANY REPORT FILED IN CONNECTION WITH THE PROGRAM,
23 ANY LIABILITY DISCLOSED UNDER THE PROGRAM OR ANY AMOUNT PAID
24 UNDER THE PROGRAM, AND SHALL NOT BE OWED A REFUND OR CREDIT FOR
25 ANY AMOUNT PAID UNDER THE PROGRAM.

26 SECTION 1507. DUTIES OF DEPARTMENT.

27 (A) GENERAL RULE.--THE DEPARTMENT SHALL ESTABLISH GUIDELINES
28 TO IMPLEMENT THE PROVISIONS OF THIS ARTICLE AND PUBLISH THE
29 GUIDELINES AS A NOTICE IN THE PENNSYLVANIA BULLETIN NO LESS THAN
30 90 DAYS BEFORE THE AMNESTY PERIOD BEGINS.

1 (B) PUBLICITY.--THE DEPARTMENT SHALL PUBLICIZE THE PROGRAM
2 TO MAXIMIZE AWARENESS OF AND PARTICIPATION IN THE PROGRAM.

3 (C) NOTIFICATION.--THE DEPARTMENT SHALL NOTIFY ALL EMPLOYERS
4 AND CLAIMANTS WHO ARE KNOWN TO HAVE LIABILITIES TO WHICH THE
5 PROGRAM APPLIES. THE NOTICE SHALL BE SENT BY MAIL TO THE
6 EMPLOYER'S OR CLAIMANT'S LAST KNOWN POST OFFICE ADDRESS OR BY
7 ELECTRONIC TRANSMISSION, IF THE EMPLOYER OR CLAIMANT HAS ELECTED
8 TO RECEIVE COMMUNICATIONS FROM THE DEPARTMENT BY THAT METHOD.

9 SECTION 1508. CONSTRUCTION.

10 EXCEPT AS EXPRESSLY PROVIDED IN THIS ARTICLE, THIS ARTICLE
11 SHALL NOT:

12 (1) BE CONSTRUED TO RELIEVE ANY EMPLOYER, CLAIMANT,
13 INDIVIDUAL OR ANY ENTITY FROM FILING REPORTS OR OTHER
14 DOCUMENTS REQUIRED BY OR PAYING ANY AMOUNTS DUE UNDER THIS
15 ACT;

16 (2) AFFECT OR TERMINATE ANY PETITIONS, INVESTIGATIONS,
17 PROSECUTIONS OR ANY OTHER ADMINISTRATIVE OR JUDICIAL
18 PROCEEDINGS PENDING UNDER THIS ACT; OR

19 (3) PREVENT THE COMMENCEMENT OR FURTHER PROSECUTION OF
20 ANY PROCEEDINGS BY THE PROPER AUTHORITIES OF THE COMMONWEALTH
21 FOR VIOLATION OF ANY LAWS OR FOR THE ASSESSMENT, COLLECTION
22 OR RECOVERY OF ANY AMOUNTS DUE TO THE COMMONWEALTH UNDER ANY
23 LAWS.

24 SECTION 1509. SUSPENSION OF INCONSISTENT ACTS.

25 ALL ACTS OR PARTS OF ACTS INCONSISTENT WITH THE PROVISIONS OF
26 THIS ARTICLE ARE SUSPENDED TO THE EXTENT NECESSARY TO CARRY OUT
27 THE PROVISIONS OF THIS ARTICLE.

28 SECTION 1510. REPORT REQUIRED.

29 WITHIN 240 DAYS OF THE CLOSE OF THE AMNESTY PERIOD, THE
30 DEPARTMENT SHALL SUBMIT A REPORT TO THE CHAIRMAN AND MINORITY

1 CHAIRMAN OF THE LABOR AND INDUSTRY COMMITTEE OF THE SENATE AND
2 THE CHAIRMAN AND MINORITY CHAIRMAN OF THE LABOR AND INDUSTRY
3 COMMITTEE OF THE HOUSE OF REPRESENTATIVES DETAILING ALL DATA
4 AVAILABLE ON THE ADMINISTRATION OF THE PROGRAM, THE COST OF THE
5 PROGRAM, AMOUNTS RECOVERED FROM EMPLOYERS AND CLAIMANTS AND ANY
6 RELEVANT FACTS AND STATISTICS THAT THE DEPARTMENT BELIEVES
7 NECESSARY IN THE CONTENT OF THE REPORT.

8 SECTION 18. THIS ACT SHALL APPLY AS FOLLOWS:

9 (1) THE AMENDMENT OF SECTION 301.4 OF THE ACT SHALL
10 APPLY TO CONTRIBUTIONS ON WAGES PAID ON OR AFTER JANUARY 1,
11 2013.

12 (2) THE AMENDMENT OF SECTION 301.6 OF THE ACT SHALL
13 APPLY TO THE CALCULATION OF THE INTEREST FACTOR FOR CALENDAR
14 YEAR 2013 AND THEREAFTER.

15 (3) THE AMENDMENT OF SECTION 301.7(A) OF THE ACT SHALL
16 APPLY TO THE CALCULATION OF THE TRIGGER PERCENTAGE IN 2012
17 AND SUBSEQUENT CALENDAR YEARS FOR PURPOSES OF CONTRIBUTION
18 RATES AND BENEFIT REDUCTIONS FOR CALENDAR YEAR 2013 AND
19 THEREAFTER, RESPECTIVELY.

20 (4) THE AMENDMENT OF SECTION 301.8(B) OF THE ACT SHALL
21 APPLY TO THE REDETERMINATION OF CONTRIBUTION RATES AND THE
22 BENEFIT REDUCTION TO OCCUR UNDER SECTION 301.8 IN 2012 AND
23 EACH FIFTH YEAR THEREAFTER FOR PURPOSES OF CONTRIBUTION RATES
24 AND THE BENEFIT REDUCTION FOR CALENDAR YEAR 2013 AND
25 THEREAFTER, RESPECTIVELY.

26 (5) THE AMENDMENT OF SECTION 304 OF THE ACT SHALL APPLY
27 TO NOTICES OF ASSESSMENT ISSUED ON OR AFTER THE EFFECTIVE
28 DATE OF THAT SECTION.

29 (6) THE AMENDMENT OF SECTION 308.1(C) OF THE ACT SHALL
30 APPLY TO ALL LIENS FILED OR REVIVED WITHIN THE FIVE-YEAR

1 PERIOD IMMEDIATELY PRECEDING THE EFFECTIVE DATE OF THAT
2 SECTION AND ALL LIENS FILED OR REVIVED ON OR AFTER THE
3 EFFECTIVE DATE OF THAT SECTION.

4 (6.1) THE AMENDMENT OF SECTION 401(F) SHALL APPLY TO
5 SEPARATIONS THAT OCCUR ON OR AFTER THE EFFECTIVE DATE OF THAT
6 AMENDMENT.

7 (7) THE FOLLOWING PROVISIONS SHALL APPLY TO BENEFIT
8 YEARS WHICH BEGIN AFTER DECEMBER 31, 2012:

9 (I) THE AMENDMENT OF SECTION 4(M.3) AND (W) OF THE
10 ACT.

11 (II) THE AMENDMENT OF SECTION 401(A) OF THE ACT.

12 (III) THE AMENDMENT OF SECTION 404(A) OF THE ACT.

13 (IV) THE AMENDMENT OF SECTION 404(C) OF THE ACT.

14 (V) THE AMENDMENT OF SECTION 404(E) (1) AND (2) OF
15 THE ACT.

16 (8) THE AMENDMENT OF SECTION 804 OF THE ACT SHALL APPLY
17 TO BENEFIT YEARS THAT BEGIN ON OR AFTER THE EFFECTIVE DATE OF
18 THAT SECTION.

19 SECTION 19. REPEALS ARE AS FOLLOWS:

20 (1) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
21 PARAGRAPH (2) IS NECESSARY TO EFFECTUATE SECTION 18(7)(III)
22 OF THIS ACT.

23 (2) SECTION 9(7) OF THE ACT OF JUNE 17, 2011 (P.L.16,
24 NO.6), ENTITLED "AN ACT AMENDING THE ACT OF DECEMBER 5, 1936
25 (2ND SP.SESS., 1937 P.L.2897, NO.1), ENTITLED 'AN ACT
26 ESTABLISHING A SYSTEM OF UNEMPLOYMENT COMPENSATION TO BE
27 ADMINISTERED BY THE DEPARTMENT OF LABOR AND INDUSTRY AND ITS
28 EXISTING AND NEWLY CREATED AGENCIES WITH PERSONNEL (WITH
29 CERTAIN EXCEPTIONS) SELECTED ON A CIVIL SERVICE BASIS;
30 REQUIRING EMPLOYERS TO KEEP RECORDS AND MAKE REPORTS, AND

1 CERTAIN EMPLOYERS TO PAY CONTRIBUTIONS BASED ON PAYROLLS TO
2 PROVIDE MONEYS FOR THE PAYMENT OF COMPENSATION TO CERTAIN
3 UNEMPLOYED PERSONS; PROVIDING PROCEDURE AND ADMINISTRATIVE
4 DETAILS FOR THE DETERMINATION, PAYMENT AND COLLECTION OF SUCH
5 CONTRIBUTIONS AND THE PAYMENT OF SUCH COMPENSATION; PROVIDING
6 FOR COOPERATION WITH THE FEDERAL GOVERNMENT AND ITS AGENCIES;
7 CREATING CERTAIN SPECIAL FUNDS IN THE CUSTODY OF THE STATE
8 TREASURER; AND PRESCRIBING PENALTIES,' FURTHER PROVIDING FOR
9 DEFINITIONS AND FOR RELIEF FROM CHARGES AND FOR ESTABLISHMENT
10 AND MAINTENANCE OF EMPLOYER'S RESERVE ACCOUNTS; PROVIDING FOR
11 AUTOMATIC RELIEF FROM CHARGES; FURTHER PROVIDING FOR
12 QUALIFICATIONS REQUIRED TO SECURE COMPENSATION, FOR RATE AND
13 AMOUNT OF COMPENSATION, FOR DEFINITIONS AND FOR RULES OF
14 PROCEDURE; AND PROVIDING FOR SHARED-WORK PROGRAM AND FOR
15 APPLICABILITY," IS REPEALED.

16 SECTION 20. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

17 (1) THE AMENDMENT OF SECTIONS 4 (M.3), (W) AND (X),
18 301.1 (E), 301.4, 401 (A) AND (F) AND 404 (A), (C) AND (E) (1)
19 AND (2) OF THE ACT SHALL TAKE EFFECT JANUARY 1, 2013.

20 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
21 IMMEDIATELY.