

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 47

Session of
1989

INTRODUCED BY LLOYD, HALUSKA, BARLEY, SCHULER, G. SNYDER,
E. Z. TAYLOR, DEMPSEY, VROON, BATTISTO, S. H. SMITH, SCHEETZ,
MERRY, DORR, NOYE, CAWLEY, STUBAN, DISTLER, ITKIN, GODSHALL,
COLAIZZO AND HESS, JANUARY 18, 1989

REFERRED TO COMMITTEE ON LABOR RELATIONS, JANUARY 18, 1989

AN ACT

1 Amending the act of December 5, 1936 (2nd Sp.Sess., 1937
2 P.L.2897, No.1), entitled "An act establishing a system of
3 unemployment compensation to be administered by the
4 Department of Labor and Industry and its existing and newly
5 created agencies with personnel (with certain exceptions)
6 selected on a civil service basis; requiring employers to
7 keep records and make reports, and certain employers to pay
8 contributions based on payrolls to provide moneys for the
9 payment of compensation to certain unemployed persons;
10 providing procedure and administrative details for the
11 determination, payment and collection of such contributions
12 and the payment of such compensation; providing for
13 cooperation with the Federal Government and its agencies;
14 creating certain special funds in the custody of the State
15 Treasurer; and prescribing penalties," further regulating
16 qualifications to secure compensation.

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

19 Section 1. Section 401(f) of the act of December 5, 1936
20 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
21 Compensation Law, amended September 27, 1971 (P.L.460, No.108),
22 is amended to read:

23 Section 401. Qualifications Required to Secure
24 Compensation.--Compensation shall be payable to any employe who

1 is or becomes unemployed, and who--

2 * * *

3 (f) Has earned, subsequent to his separation from work under
4 circumstances which are disqualifying under the provisions of
5 [subsections 402(b), 402(e) and 402(h)] section 402(b), (e) and
6 (h) of this act, remuneration for services in an amount equal to
7 or in excess of six (6) times his weekly benefit rate
8 irrespective of whether or not such services were in
9 "employment" as defined in this act. The provisions of this
10 subsection shall not apply to a suspension of work by an
11 individual pursuant to a leave of absence granted by his last
12 employer, provided such individual has made a reasonable effort
13 to return to work with such employer upon the expiration of his
14 leave of absence. The provisions of this subsection shall not
15 apply to an individual who, subsequent to his separation from
16 work under circumstances which are disqualifying under the
17 provisions of section 402(b), (e) and (h), either is employed
18 part time and fails to accept an offer of suitable full-time
19 work or additional hours of suitable part-time work or is
20 thereafter separated from part-time work and fails to seek
21 suitable full-time or suitable part-time work under regulations
22 prescribed by the department.

23 * * *

24 Section 2. This act shall take effect in 60 days.