

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 155 Session of 2011

INTRODUCED BY PAYNE, BARRAR, BOYD, GEIST, BROOKS, CUTLER, FLECK, GABLER, GROVE, HICKERNELL, KNOWLES, MOUL, O'NEILL, PYLE, SCAVELLO, SWANGER, TALLMAN AND VULAKOVICH, JANUARY 21, 2011

REFERRED TO COMMITTEE ON JUDICIARY, JANUARY 21, 2011

AN ACT

1 Amending Title 61 (Prisons and Parole) of the Pennsylvania
2 Consolidated Statutes, providing for nonpayment of prisoners
3 during a budget impasse.

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

6 Section 1. Section 3104(d) of Title 61 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 3104. Inmate labor in county correctional institutions.

9 (d) Inmate accounts.--

10 (1) The authorities in charge of a county correctional
11 institution shall fix the wages of each inmate to be employed
12 and shall keep an account of all such wages and the amount
13 due each inmate.

14 (2) Three-fourths of the amount credited to each inmate,
15 or the entire amount if the inmate so elects, shall
16 constitute a fund for the relief of any person or persons
17 dependent upon the inmate and shall be paid to such persons,
18 establishing dependency to the satisfaction of the

1 authorities, at such times as they may prescribe.

2 (3) In case an inmate has no person dependent upon him,
3 the inmate's wages shall be deposited for his benefit and
4 shall be paid to him as follows:

5 (i) one-third at the time of his discharge;

6 (ii) one-third, three months thereafter; and

7 (iii) one-third, six months thereafter.

8 (4) Notwithstanding the provisions of this chapter, no
9 prisoner shall be paid for labor in the event of a budget
10 impasse resulting in the nonpayment of some or all State
11 employees. During such an impasse, prisoners shall receive
12 credit for work performed. Payment based upon credit earned
13 shall be made at the time when payment to all State employees
14 affected by the budget impasse has resumed.

15 Section 2. This act shall take effect immediately.