

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1354 Session of
1979

INTRODUCED BY GOEBEL, MAY 22, 1979

REFERRED TO COMMITTEE ON INSURANCE, MAY 22, 1979

AN ACT

1 Amending the act of June 2, 1915 (P.L.736, No.338), entitled, as
2 amended, "An act defining the liability of an employer to pay
3 damages for injuries received by an employe in the course of
4 employment; establishing an elective schedule of
5 compensation; providing procedure for the determination of
6 liability and compensation thereunder; and prescribing
7 penalties," providing for quarterly estimates relating to
8 certain costs of compensation.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Subsection (h) of section 306, act of June 2,
12 1915 (P.L.736, No.338), known as "The Pennsylvania Workmen's
13 Compensation Act," reenacted and amended June 21, 1939 (P.L.520,
14 No.281), added December 5, 1974 (P.L.782, No.263), is amended to
15 read:

16 Section 306. The following schedule of compensation is
17 hereby established:

18 * * *

19 (h) Any person receiving compensation under sections 306(a),
20 306(b), 306(c)(23), or section 307, as a result of an accident
21 which occurred prior to the effective date of the amendatory act

1 of [January 17, 1968 (P.L.6, No.4)] March 29, 1972 (P.L.159,
2 No.61) shall have the compensation rate adjusted to the level
3 they would have received had the injury occurred on the
4 effective date of the amendatory act of [January 17, 1968
5 (P.L.6, No.4)] March 29, 1972 (P.L.159, No.61) and had the
6 injured employe been earning wages equal to [ninety dollars
7 (\$90)] one hundred and twenty dollars (\$120) per week. The
8 additional compensation shall be paid by the self-insured
9 employer or insurance carrier making payment [and shall be
10 reimbursed in advance by the Commonwealth on a quarterly basis
11 as provided in rules and regulations of the department]. The
12 self-insured employer or insurance carrier making such
13 additional payments shall submit an estimate of the anticipated
14 cost for the quarter to the Commonwealth thirty (30) days in
15 advance at each quarter. The Commonwealth shall then reimburse
16 the self-insured employer or insurance carrier and any necessary
17 adjustments will be made on the estimate for the next following
18 quarter as provided in the rules and regulations of the
19 department. The payment of additional compensation shall be made
20 by the carrier or self-insured employer only during those fiscal
21 years for which appropriations are made to cover reimbursement.

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