

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1375 Session of  
2007

INTRODUCED BY SAYLOR, METCALFE, PYLE, TURZAI, BOYD, DENLINGER,  
EVERETT, GILLESPIE, GINGRICH, HORNAMAN, HUTCHINSON,  
W. KELLER, KORTZ, MAHONEY, MARSHALL, MARSICO, McILHATTAN,  
R. MILLER, MOUL, MOYER, PEIFER, PICKETT, REICHLEY, SWANGER  
AND WATSON, MAY 29, 2007

REFERRED TO COMMITTEE ON LABOR RELATIONS, MAY 29, 2007

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 providing for  
16 definitions, for determination of contribution rate and  
17 experience rating, for qualifications required to secure  
18 compensation and for rate and amount of compensation.

19 The General Assembly of the Commonwealth of Pennsylvania  
20 hereby enacts as follows:

21 Section 1. Section 4(a) and (t) of the act of December 5,  
22 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the  
23 Unemployment Compensation Law, amended May 23, 1949 (P.L.1738,  
24 No.530) and July 10, 1980 (P.L.521, No.108), are amended and the

1 section is amended by adding a definition to read:

2 Section 4. Definitions.--The following words and phrases, as  
3 used in this act, shall have the following meanings, unless the  
4 context clearly requires otherwise.

5 (a) "Average working wage" means the qualifying total base  
6 year wages of an employe divided by the total number of credit  
7 weeks in the base year, regardless of any limit on the number of  
8 credit weeks used to qualify for or calculate benefits.

9 ~~[(a)]~~ (a.1) "Base year" means the first four of the last  
10 five completed calendar quarters immediately preceding the first  
11 day of an individual's benefit year.

12 \* \* \*

13 (t) "Suitable Work" means all work which the employe is  
14 capable of performing. In determining whether or not any work is  
15 suitable for an individual, the department shall consider the  
16 degree of risk involved to his health, safety and morals, his  
17 physical fitness, prior training and experience, and the  
18 distance of the available work from his residence. The  
19 department shall also consider among other factors the length of  
20 time he has been unemployed and the reasons therefor, the  
21 prospect of obtaining local work in his customary occupation,  
22 his previous earnings, the prevailing condition of the labor  
23 market generally and particularly in his usual trade or  
24 occupation, prevailing wage rates in his usual trade or  
25 occupation, and the permanency of his residence. However, after  
26 ten weeks of collecting unemployment compensation, the term  
27 "suitable work" shall mean any work which is within the  
28 individual's capabilities and pays wages not less than the  
29 higher of the minimum wage under section 6(a)(1) of the Fair  
30 Labor Standards Act of 1938 (52 Stat. 1060, 29 U.S.C. §

1 206(a)(1)) or the minimum wage under section 4 of the act of  
2 January 17, 1968 (P.L.11, No.5), known as "The Minimum Wage Act  
3 of 1968": Provided, however, That the gross average weekly  
4 remuneration payable for the work must exceed the sum of the  
5 individual's weekly benefit amount and the amount, if any, of  
6 supplemental unemployment benefits, as defined in section  
7 501(c)(17)(D) of the Internal Revenue Code of 1954 (68A Stat. 3,  
8 26 U.S.C. § 501(c)(17)(D)), payable to the individual for the  
9 week; Provided further, That, notwithstanding any other  
10 provisions of this subsection no work shall be deemed suitable  
11 in which (1) the position offered is vacant, due directly to a  
12 strike, lockout, or other labor dispute, or (2) the  
13 remuneration, hours or other conditions of the work offered are  
14 substantially less favorable to the employe than those  
15 prevailing for similar work in the locality, or (3) as a  
16 condition of being employed, the employe would be required to  
17 join a company union, or to resign from, or refrain from  
18 joining, any bona fide labor organization.

19 \* \* \*

20 Section 2. Section 301.1(c)(1) and (e) of the act, amended  
21 July 21, 1983 (P.L.68, No.30), are amended to read:

22 Section 301.1. Determination of Contribution Rate;  
23 Experience Rating.--

24 \* \* \*

25 (c) (1) When, as of the computation date, there is a  
26 credit, zero or debit balance in such employer's reserve  
27 account, which balance shall include (i) contributions with  
28 respect to the period ending on the computation date and paid on  
29 or before September fifteenth immediately following such  
30 computation date, (ii) benefits paid on or before computation

1 date, and shall also include any voluntary payments made in  
 2 accordance with subsection (b) of section 302 of this act, his  
 3 Reserve Ratio Factor for the respective calendar year thereafter  
 4 shall be as set forth in the table below.

5 [Table

6 Reserve Ratio Factor - 1984 Rates

7 Employers Reserve Account as a	8 Reserve
9 Percentage of Taxable Wages	10 Ratio Factor
11 Greater than 25%	12 0.0
13 Greater than or equal to 22% but less than 25%	14 0.1
15 Greater than or equal to 19% but less than 22%	16 0.2
17 Greater than or equal to 16% but less than 19%	18 0.3
19 Greater than or equal to 13% but less than 16%	20 0.4
21 Greater than or equal to 10% but less than 13%	22 0.5
23 Greater than or equal to 7% but less than 10%	24 0.6
25 Greater than or equal to 4% but less than 7%	26 0.7
27 Greater than or equal to 3% but less than 4%	28 0.8
29 Greater than or equal to 2% but less than 3%	30 0.9
Greater than or equal to 0% but less than 2%	1.0
Less than 0% but greater than -2%	1.1
Less than or equal to -2% but greater than -4%	1.2
Less than or equal to -4% but greater than -6%	1.3
Less than or equal to -6% but greater than -8%	1.4
Less than or equal to -8% but greater than -10%	1.5
Less than or equal to -10% but greater than -12%	1.6
Less than or equal to -12% but greater than -14%	1.7
Less than or equal to -14% but greater than -16%	1.8
Less than or equal to -16% but greater than -18%	1.9
Less than or equal to -18% or lower	2.0

30 Table



1	Percentage of Taxable Wages	Ratio Factor
2	Greater than 25%	0.0
3	Greater than or equal to 21% but less than 25%	0.3
4	Greater than or equal to 18% but less than 21%	0.4
5	Greater than or equal to 15% but less than 18%	0.5
6	Greater than or equal to 12% but less than 15%	0.6
7	Greater than or equal to 9% but less than 12%	0.7
8	Greater than or equal to 7% but less than 9%	0.8
9	Greater than or equal to 5% but less than 7%	0.9
10	Greater than or equal to 3% but less than 5%	1.0
11	Greater than or equal to 1% but less than 3%	1.1
12	Greater than or equal to 0% but less than 1%	1.2
13	Less than 0% but greater than -1%	1.3
14	Less than or equal to -1% but greater than -2%	1.4
15	Less than or equal to -2% but greater than -3%	1.5
16	Less than or equal to -3% but greater than -4%	1.6
17	Less than or equal to -4% but greater than -5%	1.7
18	Less than or equal to -5% but greater than -6%	1.8
19	Less than or equal to -6% but greater than -7%	1.9
20	Less than or equal to -7% but greater than -8%	2.0
21	Less than or equal to -8% but greater than -9%	2.1
22	Less than or equal to -9% but greater than -10%	2.2
23	Less than or equal to -10% but greater than -11%	2.3
24	Less than or equal to -11% but greater than -12%	2.4
25	Less than or equal to -12% but greater than -16%	2.5
26	Less than or equal to -16% but greater than -20%	2.6
27	Less than or equal to -20% or lower	2.7

28 Table

29 Reserve Ratio Factor - 2008 and thereafter Rates

30 Employers Reserve Account as a Reserve

<u>Percentage of Taxable Wages</u>	<u>Ratio Factor</u>
<u>Greater than 100%</u>	<u>-0.4</u>
<u>Greater than or equal to 75% but less than 100%</u>	<u>-0.3</u>
<u>Greater than or equal to 50% but less than 75%</u>	<u>-0.2</u>
<u>Greater than or equal to 25% but less than 50%</u>	<u>0.0</u>
<u>Greater than or equal to 21% but less than 25%</u>	<u>0.3</u>
<u>Greater than or equal to 18% but less than 21%</u>	<u>0.4</u>
<u>Greater than or equal to 15% but less than 18%</u>	<u>0.5</u>
<u>Greater than or equal to 12% but less than 15%</u>	<u>0.6</u>
<u>Greater than or equal to 9% but less than 12%</u>	<u>0.7</u>
<u>Greater than or equal to 7% but less than 9%</u>	<u>0.8</u>
<u>Greater than or equal to 5% but less than 7%</u>	<u>0.9</u>
<u>Greater than or equal to 3% but less than 5%</u>	<u>1.0</u>
<u>Greater than or equal to 1% but less than 3%</u>	<u>1.1</u>
<u>Greater than or equal to 0% but less than 1%</u>	<u>1.2</u>
<u>Less than 0% but greater than -1%</u>	<u>1.3</u>
<u>Less than or equal to -1% but greater than -2%</u>	<u>1.4</u>
<u>Less than or equal to -2% but greater than -3%</u>	<u>1.5</u>
<u>Less than or equal to -3% but greater than -4%</u>	<u>1.6</u>
<u>Less than or equal to -4% but greater than -5%</u>	<u>1.7</u>
<u>Less than or equal to -5% but greater than -6%</u>	<u>1.8</u>
<u>Less than or equal to -6% but greater than -7%</u>	<u>1.9</u>
<u>Less than or equal to -7% but greater than -8%</u>	<u>2.0</u>
<u>Less than or equal to -8% but greater than -9%</u>	<u>2.1</u>
<u>Less than or equal to -9% but greater than -10%</u>	<u>2.2</u>
<u>Less than or equal to -10% but greater than -11%</u>	<u>2.3</u>
<u>Less than or equal to -11% but greater than -12%</u>	<u>2.4</u>
<u>Less than or equal to -12% but greater than -16%</u>	<u>2.5</u>
<u>Less than or equal to -16% but greater than -20%</u>	<u>2.6</u>
<u>Less than or equal to -20% or lower</u>	<u>2.7</u>

1       \* \* \*

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

$$\begin{array}{rcl} 10 & Bdr - Dcr & \\ 11 & \text{-----} & \times 100 = \text{State Adjustment Factor} \\ 12 & Wt & \end{array}$$

13 in which factor "Bdr" equals the aggregate of (1) all benefits  
14 paid but not charged to employers' accounts, plus, (2) all  
15 benefits paid and charged to inactive and terminated employers'  
16 accounts, plus, (3) all benefits paid and charged to accounts of  
17 active employers for the preceding year to the extent such  
18 benefits exceed the combined amount of contributions payable by  
19 such employers on the basis of the Benefit Ratio Factor and the  
20 Reserve Ratio Factor. Factor "Dcr" equals the aggregate of (1)  
21 interest credited to the Unemployment Compensation Fund, plus,  
22 (2) amounts transferred from the Special Administration Fund and  
23 the Interest Fund to the Unemployment Compensation Fund, plus,  
24 (3) refunds of benefits unlawfully paid, plus, (4) amounts  
25 credited to the Unemployment Compensation Fund by the Federal  
26 Government other than by loan, except that any amount credited  
27 to this Commonwealth's account under section 903 of the Federal  
28 Social Security Act which has been appropriated for expenses of  
29 administration shall be excluded from the amount in the  
30 Unemployment Compensation Fund in the computation of the "Dcr"



1 factor. Factor "Wt" equals all wages subject to the law up to  
2 the limitation described in section 4(x)(1) paid by all  
3 employers. Each item in each factor shall be computed with  
4 respect to the twelve-month period ending on the computation  
5 date: Provided, That should the computed State Adjustment Factor  
6 for calendar year 1984, and any year thereafter exceed one and  
7 five-tenths per centum (1.5%), such excess over one and five-  
8 tenths per centum (1.5%) shall be added to the computed State  
9 Adjustment Factor for the following year or years. Any account  
10 carryover prior to 2008 shall not be included in the  
11 calculations for 2008 or thereafter.

12 \* \* \*

13 Section 3. Section 401(f) of the act, amended December 9,  
14 2002 (P.L.1330, No.156), is amended to read:

15 Section 401. Qualifications Required to Secure  
16 Compensation.--Compensation shall be payable to any employe who  
17 is or becomes unemployed, and who--

18 \* \* \*

19 (f) Has earned, subsequent to his separation from work under  
20 circumstances which are disqualifying under the provisions of  
21 subsections 402(b), 402(e), 402(e.1) and 402(h) of this act,  
22 remuneration for services in an amount equal to or in excess of  
23 [six (6)] ten (10) times his weekly benefit rate [irrespective  
24 of whether or not such services were] in "employment" as defined  
25 in this act[.] and earned wages for "employment" as defined in  
26 this act, in ten (10) separate "weeks." The provisions of this  
27 subsection shall not apply to a suspension of work by an  
28 individual pursuant to a leave of absence granted by his last  
29 employer, provided such individual has made a reasonable effort  
30 to return to work with such employer upon the expiration of his

1 leave of absence.

2 \* \* \*

3 Section 4. Section 404 introductory paragraph, (a), (c),  
4 (d)(1) and (e)(1) and (2) of the act, amended March 24, 1964  
5 (Sp.Sess., P.L.53, No.1), July 17, 1968 (P.L.21, No.6), July 10,  
6 1980 (P.L.521, No.108), July 21, 1983 (P.L.68, No.30), October  
7 19, 1988 (P.L.818, No.109) and December 16, 2005 (P.L.437,  
8 No.80), is amended to read:

9 Section 404. Rate and Amount of Compensation.--Compensation  
10 shall be paid to each eligible employee in accordance with the  
11 following provisions of this section except that compensation  
12 payable with respect to weeks ending in benefit years which  
13 begin prior to the first day of January [1989] 2008 shall be  
14 paid on the basis of the provisions of this section in effect at  
15 the beginning of such benefit years.

16 (a) [(1)] The employee's weekly benefit rate shall be  
17 computed as [(1) the amount appearing in Part B of the Table  
18 Specified for the Determination of Rate and Amount of Benefits  
19 on the line on which in Part A there appears his "highest  
20 quarterly wage," or (2)] fifty per centum (50%) of his [full-  
21 time weekly] average working wage[, whichever is greater.] in  
22 the employee's base year: Provided the employee's base year wages  
23 are sufficient to qualify for the minimum weekly benefit of  
24 thirty-five dollars (\$35) or more. If the employee's weekly  
25 benefit rate is not a multiple of one dollar (\$1), it shall be  
26 rounded to the next lower multiple of one dollar (\$1).

27 [(2) If the base year wages of an employee whose weekly  
28 benefit rate has been determined under clause (2) of paragraph  
29 (1) of this subsection are insufficient to qualify him under  
30 subsection (c) of this section, his weekly benefit rate shall be

1 redetermined under clause (1) of paragraph (1) of this  
2 subsection.

3 (3) If the base year wages of an employe whose weekly  
4 benefit rate has been determined under clause (1) of paragraph  
5 (1) of this subsection, or redetermined under paragraph (2) of  
6 this subsection, as the case may be, are insufficient to qualify  
7 him under subsection (c) of this section but are sufficient to  
8 qualify him for any one of the next three lower weekly benefit  
9 rates, his weekly benefit rate shall be redetermined at the  
10 highest of such next lower rates.]

11 \* \* \*

12 (c) [Any] The total amount of benefits to which an otherwise  
13 eligible employe [who has base year wages in an amount equal to,  
14 or in excess, of the amount of qualifying wages appearing in  
15 Part C of the Table Specified for the Determination of Rate and  
16 Amount of Benefits on the line on which in Part B there appears]  
17 is entitled his weekly benefit rate, as determined under  
18 subsection (a) of this section, [shall be entitled during his  
19 benefit year to the amount appearing in Part D on said line]  
20 multiplied by the number of qualifying credit weeks during his  
21 base year, up to a maximum of twenty-six (26): Provided he had  
22 eighteen (18) or more "credit weeks" during his base year [or  
23 Part E provided he had sixteen (16) or seventeen (17) "credit  
24 weeks" during his base year]. Notwithstanding any other  
25 provision of this act, any employe with less than [sixteen (16)]  
26 eighteen (18) "credit weeks" during the employe's base year  
27 shall be ineligible to receive any amount of compensation.

28 (d) (1) Notwithstanding any other provisions of this  
29 section each eligible employe who is unemployed with respect to  
30 any week ending subsequent to July 1, 1980 shall be paid, with

1 respect to such week, compensation in an amount equal to his  
2 weekly benefit rate less the total of all of the following:

3 (i) [the] The remuneration, if any, paid or payable to him  
4 with respect to such week for services performed which is in  
5 excess of his partial benefit credit [and].

6 (ii) [vacation] Vacation pay, if any, which is in excess of  
7 his partial benefit credit, except when paid to an employee who  
8 is permanently or indefinitely separated from his employment.

9 (iii) Severance pay. For purposes of this subclause, all of  
10 the following apply:

11 (A) Severance pay is attributed to the day, days, week or  
12 weeks immediately following the employee's separation.

13 (B) The number of days or weeks to which severance pay is  
14 attributed is determined by dividing the total amount of  
15 severance pay by the regular full-time daily or weekly wage of  
16 the claimant.

17 (C) The amount of severance pay attributed to each day or  
18 week equals the regular full-time daily or weekly wage of the  
19 claimant.

20 (D) When the attribution of severance pay is made on the  
21 basis of the number of days, the pay shall be attributed to the  
22 customary working days in the calendar week.

23 \* \* \*

24 (e) [(1) Table Specified for the Determination of  
25 Rate and Amount of Benefits

26 Part A

27 Highest	Part B	Part C	Part D	Part E
28 Quarterly	Rate of	Qualifying	Amount of	Compensation
29 Wage	Compensation	Wages		

1	\$ 800-812	\$35	\$1320	\$ 910	\$ 560
2	813-837	36	1360	936	576
3	838-862	37	1400	962	592
4	863-887	38	1440	988	608
5	888-912	39	1480	1014	624
6	913-937	40	1520	1040	640
7	938-962	41	1560	1066	656
8	963-987	42	1600	1092	672
9	988-1012	43	1640	1118	688
10	1013-1037	44	1680	1144	704
11	1038-1062	45	1720	1170	720
12	1063-1087	46	1760	1196	736
13	1088-1112	47	1800	1222	752
14	1113-1162	48	1840	1248	768
15	1163-1187	49	1880	1274	784
16	1188-1212	50	1920	1300	800
17	1213-1237	51	1960	1326	816
18	1238-1262	52	2000	1352	832
19	1263-1287	53	2040	1378	848
20	1288-1312	54	2080	1404	864
21	1313-1337	55	2120	1430	880
22	1338-1362	56	2160	1456	896
23	1363-1387	57	2200	1482	912
24	1388-1412	58	2240	1508	928
25	1413-1437	59	2280	1534	944
26	1438-1462	60	2320	1560	960
27	1463-1487	61	2360	1586	976
28	1488-1512	62	2400	1612	992
29	1513-1537	63	2440	1638	1008
30	1538-1562	64	2480	1664	1024

1	1563-1587	65	2520	1690	1040
2	1588-1612	66	2560	1716	1056
3	1613-1637	67	2600	1742	1072
4	1638-1662	68	2640	1768	1088
5	1663-1687	69	2680	1794	1104
6	1688-1712	70	2720	1820	1120
7	1713-1737	71	2760	1846	1136
8	1738-1762	72	2800	1872	1152
9	1763-1787	73	2840	1898	1168
10	1788-1812	74	2880	1924	1184
11	1813-1837	75	2920	1950	1200
12	1838-1862	76	2960	1976	1216
13	1863-1887	77	3000	2002	1232
14	1888-1912	78	3040	2028	1248
15	1913-1937	79	3080	2054	1264
16	1938-1962	80	3120	2080	1280
17	1963-1987	81	3160	2106	1296
18	1988-2012	82	3200	2132	1312
19	2013-2037	83	3240	2158	1328
20	2038-2062	84	3280	2184	1344
21	2063-2087	85	3320	2210	1360
22	2088-2112	86	3360	2236	1376
23	2113-2137	87	3400	2262	1392
24	2138-2162	88	3440	2288	1408
25	2163-2187	89	3480	2314	1424
26	2188-2212	90	3520	2340	1440
27	2213-2237	91	3560	2366	1456
28	2238-2262	92	3600	2392	1472
29	2263-2287	93	3640	2418	1488
30	2288-2312	94	3680	2444	1504

1	2313-2337	95	3720	2470	1520
2	2338-2362	96	3760	2496	1536
3	2363-2387	97	3800	2522	1552
4	2388-2412	98	3840	2558	1568
5	2413-2437	99	3880	2574	1584
6	2438-2462	100	3920	2600	1600
7	2463-2487	101	3960	2626	1616
8	2488-2512	102	4000	2652	1632
9	2513-2537	103	4040	2678	1648
10	2538-2562	104	4080	2704	1664
11	2563-2587	105	4120	2730	1680
12	2588-2612	106	4160	2756	1696
13	2613-2637	107	4200	2782	1712
14	2638-2662	108	4240	2808	1728
15	2663-2687	109	4280	2834	1744
16	2688-2712	110	4320	2860	1760
17	2713-2737	111	4360	2886	1776
18	2738-2762	112	4400	2912	1792
19	2763-2787	113	4440	2938	1808
20	2788-2812	114	4480	2964	1824
21	2813-2837	115	4520	2990	1840
22	2838-2862	116	4560	3016	1856
23	2863-2887	117	4600	3042	1872
24	2888-2912	118	4640	3068	1888
25	2913-2937	119	4680	3094	1904
26	2938-2962	120	4720	3120	1920
27	2963-2987	121	4760	3146	1936
28	2988-3012	122	4800	3172	1952
29	3013-3037	123	4840	3198	1968
30	3038-3062	124	4880	3224	1984

1	3063-3087	125	4920	3250	2000
2	3088-3112	126	4960	3276	2016
3	3113-3137	127	5000	3302	2032
4	3138-3162	128	5040	3328	2048
5	3163-3187	129	5080	3354	2064
6	3188-3212	130	5120	3380	2080
7	3213-3237	131	5160	3406	2096
8	3238-3262	132	5200	3432	2112
9	3263-3287	133	5240	3458	2128
10	3288-3312	134	5280	3484	2144
11	3313-3337	135	5320	3510	2160
12	3338-3362	136	5360	3536	2176
13	3363-3387	137	5400	3562	2192
14	3388-3412	138	5440	3588	2208
15	3413-3437	139	5480	3614	2224
16	3438-3462	140	5520	3640	2240
17	3463-3487	141	5560	3666	2256
18	3488-3512	142	5600	3692	2272
19	3513-3537	143	5640	3718	2288
20	3538-3562	144	5680	3744	2304
21	3563-3587	145	5720	3770	2320
22	3588-3612	146	5760	3796	2336
23	3613-3637	147	5800	3822	2352
24	3638-3662	148	5840	3848	2368
25	3663-3687	149	5880	3874	2384
26	3688-3712	150	5920	3900	2400
27	3713-3737	151	5960	3926	2416
28	3738-3762	152	6000	3952	2432
29	3763-3787	153	6040	3978	2448
30	3788-3812	154	6080	4004	2464



1	3813-3837	155	6120	4030	2480
2	3838-3862	156	6160	4056	2496
3	3863-3887	157	6200	4082	2512
4	3888-3912	158	6240	4108	2528
5	3913-3937	159	6280	4134	2544
6	3938-3962	160	6320	4170	2560
7	3963-3987	161	6360	4196	2576
8	3988-4012	162	6400	4212	2592
9	4013-4037	163	6440	4238	2608
10	4038-4062	164	6480	4264	2624
11	4063-4087	165	6520	4290	2640
12	4088-4112	166	6560	4316	2656
13	4113-4137	167	6600	4342	2672
14	4138-4162	168	6640	4368	2688
15	4163-4187	169	6680	4394	2704
16	4188-4212	170	6720	4420	2720
17	4213-4237	171	6760	4446	2736
18	4238-4262	172	6800	4472	2752
19	4263-4287	173	6840	4498	2768
20	4288-4312	174	6880	4524	2784
21	4313-4337	175	6920	4550	2800
22	4338-4362	176	6960	4576	2816
23	4363-4387	177	7000	4602	2832
24	4388-4412	178	7040	4628	2848
25	4413-4437	179	7080	4654	2864
26	4438-4462	180	7120	4680	2880
27	4463-4487	181	7160	4706	2896
28	4488-4512	182	7200	4732	2912
29	4513-4537	183	7240	4758	2928
30	4538-4562	184	7280	4784	2944

1	4563-4587	185	7320	4810	2960
2	4588-4612	186	7360	4836	2976
3	4613-4637	187	7400	4862	2992
4	4638-4662	188	7440	4888	3008
5	4663-4687	189	7480	4914	3024
6	4688-4712	190	7520	4940	3040
7	4713-4737	191	7560	4966	3056
8	4738-4762	192	7600	4992	3072
9	4763-4787	193	7640	5018	3088
10	4788-4812	194	7680	5044	3104
11	4813-4837	195	7720	5070	3120
12	4838-4862	196	7760	5096	3136
13	4863-4887	197	7800	5122	3152
14	4888-4912	198	7840	5148	3168
15	4913-4937	199	7880	5174	3184
16	4938-4962	200	7920	5200	3200
17	4963-4987	201	7960	5226	3216
18	4988-5012	202	8000	5252	3232
19	5013-5037	203	8040	5278	3248
20	5038-5062	204	8080	5304	3264
21	5063 or more	205	*8120	5330	3280

22 \*(this figure subject to section 401(a)).]

23 (2) (i) The [Table Specified for the Determination of Rate  
24 and Amount of Benefits shall be extended or contracted annually,  
25 automatically by regulations promulgated by the secretary in  
26 accordance with the following procedure: for calendar year one  
27 thousand nine hundred seventy-two and for all subsequent  
28 calendar years, to a point where the] maximum weekly benefit  
29 rate [equals] shall equal sixty-six and two-thirds per centum of  
30 the average weekly wage for the [twelve-month] thirty-six-month

1 period ending June 30 preceding each calendar year. If the  
2 maximum weekly benefit rate is not a multiple of one dollar  
3 (\$1), it shall be [increased by one dollar (\$1) and then]  
4 rounded to the next lower multiple of one dollar (\$1).[:  
5 Provided, however, That effective with benefit years beginning  
6 the first Sunday at least thirty days after the effective date  
7 of this amendatory act, the per centum stated in this paragraph  
8 for establishing the maximum weekly benefit rate shall be sixty-  
9 two and two-thirds per centum for the remainder of calendar year  
10 one thousand nine hundred seventy-four, sixty-four and two-  
11 thirds per centum for the calendar year one thousand nine  
12 hundred seventy-five, and sixty-six and two-thirds per centum  
13 for the calendar year one thousand nine hundred seventy-six and  
14 for all subsequent calendar years.

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

19 (ii) For the purpose of determining the maximum weekly  
20 benefit rate, the Pennsylvania average weekly wage in covered  
21 employment shall be computed on the basis of the total wages  
22 reported (irrespective of the limit on the amount of wages  
23 subject to contributions) for the [twelve-month] thirty-six-  
24 month period ending June 30 and this amount shall be divided by  
25 the average monthly number of covered workers (determined by  
26 dividing the total covered employment reported for the same  
27 [fiscal year by twelve] thirty-six-month period by thirty-six)  
28 to determine the average annual wage. The average annual wage  
29 thus obtained shall be divided by fifty-two and the average  
30 weekly wage thus determined rounded to the nearest cent. If the

1 maximum weekly benefit rate as determined under paragraph (i) of  
2 this subsection is less than the maximum weekly benefit rate  
3 established for calendar year 2007, the maximum weekly benefit  
4 rate will be frozen until the calendar year in which the new  
5 maximum weekly benefit rate as determined under paragraph (i) of  
6 this subsection exceeds the maximum weekly benefit rate for  
7 calendar year 2007.

8 \* \* \*

9 Section 5. This act shall take effect immediately.