

## AMENDMENTS TO HOUSE BILL NO. 1189

Sponsor: REPRESENTATIVE BRADFORD

Printer's No. 3565

1 Amend Bill, page 1, line 14, by striking out "ENFORCEMENT  
2 OFFICER"

3 Amend Bill, page 6, lines 6 through 27, by striking out all  
4 of said lines and inserting

CHAPTER 57COVID-19 DISABILITY BENEFITSSec.5701. Definitions.5702. Employee protections.§ 5701. Definitions.

"COVID-19." The novel coronavirus as identified in the  
proclamation.

"Enforcement Officer Disability Benefits Law." The act of  
June 28, 1935 (P.L.477, No.193), referred to as the Enforcement  
Officer Disability Benefits Law.

"Employee of a life-sustaining business." An employee  
actively engaged in a task at the direction of an employer  
designated as a life-sustaining business or occupation during  
the proclamation. The term shall not include an employee on  
leave for the entire duration of the proclamation.

"Life-sustaining business." A business or occupation, as  
designated by the Governor to maintain operations during the  
proclamation, which performs or conducts a range of vital  
operations, functions and services that are essential to  
assisting the Commonwealth and its political subdivisions in  
protecting people and their communities while ensuring  
continuity of functions critical and essential to public health  
and safety, and economic and homeland security, and which  
continues to be operational and appropriately modified to  
account for the Centers for Disease Control and Prevention and  
the Department of Health workforce and customer protection  
guidance during the proclamation.

"Proclamation." The proclamation of disaster emergency  
issued by the Governor on March 6, 2020, published at 50 Pa.B.  
1644 (March 21, 2020), and any renewal of the state of disaster  
emergency.

1 § 5702. Employee protections.

2 (a) Enforcement officer.--Notwithstanding any other  
3 provision of law, a person covered under section 1(a) of the  
4 Enforcement Officer Disability Benefits Law who contracts or is  
5 diagnosed with COVID-19 or is subject to quarantine resulting  
6 from exposure to COVID-19 and because of the contraction,  
7 diagnosis or quarantine is temporarily incapacitated from  
8 performing the person's duties shall be compensated in  
9 accordance with section 1(a) of the Enforcement Officer  
10 Disability Benefits Law.

11 (b) Life-sustaining business.--

12 (1) An employee of a life-sustaining business who  
13 contracts or is diagnosed with COVID-19 or is subject to  
14 quarantine resulting from exposure to COVID-19 and because of  
15 the contraction, diagnosis or quarantine is temporarily  
16 incapacitated from performing the person's duties shall be  
17 paid the person's full rate of salary by the life-sustaining  
18 business until the disability arising because of the  
19 contraction, diagnosis or quarantine has ceased.

20 (2) Each medical and hospital bill incurred in  
21 connection with an incapacitation under paragraph (1) shall  
22 be paid by the life-sustaining business. During the time a  
23 salary for temporary incapacity shall be paid by the life-  
24 sustaining business, any workmen's compensation benefits,  
25 received or collected by the employee for the period shall be  
26 turned over to the life-sustaining business and if the  
27 payment is not made by the employee, the amount owed the  
28 life-sustaining business shall be deducted from any salary  
29 owed to the employee.

30 Amend Bill, page 14, by inserting between lines 3 and 4

31 Section 2.1. The addition of 35 Pa.C.S. Ch. 57 shall apply  
32 retroactively to March 6, 2020.