

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

**HOUSE BILL**

**No. 1604** Session of  
1985

---

INTRODUCED BY BELARDI, COHEN, BELFANTI, CAWLEY, TIGUE, KOSINSKI,  
VEON, LEVDANSKY, STEWART, FREEMAN, CAPPABIANCA, DeWEESE,  
JAROLIN, STABACK, PISTELLA, ACOSTA, DALEY, MICHLOVIC, OLASZ  
AND PRESTON, JUNE 28, 1985

---

REFERRED TO COMMITTEE ON LABOR RELATIONS, JUNE 28, 1985

---

AN ACT

1 Giving certain employees in the Department of Labor and Industry  
2 permanent status.

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

5 Section 1. Short title.

6 This act shall be known and may be cited as the Intermittent  
7 Intake Interviewer Act.

8 Section 2. Declaration of policy.

9 The General Assembly finds and declares as follows:

10 (1) The classification of Intermittent Intake  
11 Interviewer was initially created to meet the Commonwealth's  
12 obligation to provide quality unemployment services at all  
13 times in spite of fluctuating demands.

14 (2) Intermittent intake interviewers perform work  
15 equivalent to that of permanent unemployment claims  
16 interviewers.

17 (3) Intermittent intake interviewers are not recognized

1 as Commonwealth employees. They do not have job security or  
2 the benefits afforded regular Commonwealth employees.

3 (4) Intermittent intake interviewers work regular hours  
4 over extensive periods of time and, thus, effectively  
5 function as permanent employees.

6 (5) By including employees who work regular hours over  
7 extensive periods of time, the classification of Intermittent  
8 Intake Interviewer has become abused; and intermittent intake  
9 interviewers are arbitrarily penalized.

10 (6) This permanent division of the work force undermines  
11 employee morale and the ability of the Office of Employment  
12 Security to provide quality services to the citizens of this  
13 Commonwealth.

#### 14 Section 3. Definitions.

15 The following words and phrases when used in this act shall  
16 have the meanings given to them in this section unless the  
17 context clearly indicates otherwise:

18 "Department." The Department of Labor and Industry of the  
19 Commonwealth.

20 "Employee." A person who works for either 37.5 hours in a  
21 week or 1,950 hours in a year.

#### 22 Section 4. Status.

23 (a) Classification.--The Office of Administration shall  
24 classify 80% of the department's employees performing the work  
25 of unemployment claims interviewers as permanent employees.

26 (b) Procedure.--The classification under subsection (a)  
27 shall be made on the basis of bargaining unit seniority.

28 (c) Effect.--Classification under subsection (a) entitles  
29 employees to equivalent status with other permanent employees of  
30 the department.

1 Section 5. Remedy.

2 Section 4 may be enforced by an employee or an employee  
3 representative by an action of mandamus in Commonwealth Court  
4 under 42 Pa.C.S. § 761 (relating to original jurisdiction).

5 Section 6. Effective date.

6 This act shall take effect immediately.