
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1238 Session of
2005

INTRODUCED BY WOJNAROSKI, GEORGE, PHILLIPS, BELARDI, ARMSTRONG,
JAMES, McILHATTAN, SATHER, GOOD, DENLINGER, MARKOSEK,
CALTAGIRONE, BEBKO-JONES, CREIGHTON, READSHAW, FICHTER,
PETRARCA, GEIST, KOTIK, DeWEESE, COHEN, YUDICHAK, DONATUCCI,
SURRA, SOLOBAY, STABACK, MANN, TANGRETTI, PISTELLA, HARHAI,
WALKO, CAPPELLI AND MICOZZIE, MARCH 30, 2005

REFERRED TO COMMITTEE ON VETERANS AFFAIRS AND EMERGENCY
PREPAREDNESS, MARCH 30, 2005

AN ACT

1 Amending Title 51 (Military Affairs) of the Pennsylvania
2 Consolidated Statutes, further providing for extension of
3 employee benefits for military membership or duty.

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

6 Section 1. Section 7309(c) of Title 51 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 7309. Employment discrimination for military membership or
9 duty.

10 * * *

11 (c) Extension of benefits during military duty.--Whenever a
12 member of the Pennsylvania National Guard is called or ordered
13 into active Federal service or active State duty under orders
14 authorized by law or a member of any reserve component is called
15 or ordered onto active duty, other than active duty for
16 training, the public or private employer of the member shall, at

1 no cost to the member, continue health insurance and other
2 benefits in effect for at least the first 30 days of the
3 military duty. After the expiration of the first 30 days, the
4 public or private employer shall provide the member of the
5 Pennsylvania National Guard or other reserve component the same
6 health insurance and other benefits in such manner as would have
7 been enjoyed if the member had continued in such employment
8 continuously for at least the next 150 days of the military
9 duty. After the expiration of the first 180 days, the public or
10 private employer shall give the member of the National Guard or
11 other reserve component the voluntary option of continuing such
12 health insurance and other benefits in effect at his own expense
13 by paying for the insurance or benefits at the same rates paid
14 by the employer, and the insurance coverage shall continue,
15 except for injuries incurred in the line of military duty.
16 Section 2. This act shall take effect in 60 days.