

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 41 Session of 2009

INTRODUCED BY PERRY, ADOLPH, ARGALL, BAKER, BARRAR, BENNINGHOFF, BEYER, BRENNAN, CALTAGIRONE, ELLIS, EVERETT, FLECK, GABLER, GIBBONS, GOODMAN, GRELL, GROVE, HARHART, HESS, HICKERNELL, HUTCHINSON, KAUFFMAN, M. KELLER, MARSICO, MILLARD, MILLER, MOUL, MUSTIO, M. O'BRIEN, O'NEILL, PYLE, RAPP, REED, REICHLEY, ROAE, ROCK, SAYLOR, SCAVELLO, STERN, TRUE, VULAKOVICH, WALKO, WATSON, HORNAMAN, PICKETT, PEIFER, CLYMER AND MURT, JANUARY 26, 2009

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JANUARY 26, 2009

AN ACT

1 Amending the act of April 9, 1929 (P.L.177, No.175), entitled
2 "An act providing for and reorganizing the conduct of the
3 executive and administrative work of the Commonwealth by the
4 Executive Department thereof and the administrative
5 departments, boards, commissions, and officers thereof,
6 including the boards of trustees of State Normal Schools, or
7 Teachers Colleges; abolishing, creating, reorganizing or
8 authorizing the reorganization of certain administrative
9 departments, boards, and commissions; defining the powers and
10 duties of the Governor and other executive and administrative
11 officers, and of the several administrative departments,
12 boards, commissions, and officers; fixing the salaries of the
13 Governor, Lieutenant Governor, and certain other executive
14 and administrative officers; providing for the appointment of
15 certain administrative officers, and of all deputies and
16 other assistants and employes in certain departments, boards,
17 and commissions; and prescribing the manner in which the
18 number and compensation of the deputies and all other
19 assistants and employes of certain departments, boards and
20 commissions shall be determined," prohibiting the furlough of
21 Commonwealth employees.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. Section 223 of the act of April 9, 1929 (P.L.177,

1 No.175), known as The Administrative Code of 1929, is amended by
2 adding a subsection to read:

3 Section 223. Payday.--* * *

4 (e) Notwithstanding any other provision of law, if a general
5 appropriation act for a fiscal year is not enacted before the
6 beginning of that fiscal year, all employes of the Commonwealth
7 shall be considered to be critical and essential employes and
8 may not be furloughed because of the failure to enact a general
9 appropriation act for a fiscal year. No employes of the
10 Commonwealth shall be furloughed based on any categorization or
11 distinction not expressly provided for in law.

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