

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," in administration of
16 act, further providing for the Unemployment Compensation
17 Board of Review.

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

20 Section 1. Section 203(a) of the act of December 5, 1936
21 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
22 Compensation Law, is amended to read:

23 Section 203. Unemployment Compensation Board of Review.--(a)
24 There is hereby created in the department an Unemployment
25 Compensation Board of Review. The board shall consist of three

1 members nominated and appointed by the Governor, by and with the
2 advice and consent of two-thirds of all the members of the
3 Senate, for terms of six years each, and until their successors
4 shall have been appointed and qualified[, except that the terms
5 of the members first taking office shall expire on July first,
6 one thousand nine hundred thirty-nine; July first, one thousand
7 nine hundred forty-one; and July first, one thousand nine
8 hundred forty-three, respectively, as designated by the Governor
9 at the time of appointment and until their successors shall have
10 been appointed and qualified]. Each member shall devote full
11 time to official duties and may not hold any office or position
12 the duties of which are incompatible with the duties of the
13 office of board member nor be engaged in any business,
14 employment or vocation for which the member receives
15 remuneration; but a member may speak, write or lecture if
16 reimbursed expenses, honorariums, royalties or other money
17 received in connection with the activities are disclosed. Each
18 member must be an attorney at law and have at least five years
19 of practice as an unemployment compensation referee or other
20 administrative hearing officer, five years of practice before
21 administrative agencies or equivalent experience. The Governor
22 shall designate one of the members as chairman. Vacancies [in
23 said board] shall be filled for the unexpired terms. The
24 chairman [of the board shall receive a salary at the rate of
25 nine thousand dollars per annum. The] and other members of the
26 board shall receive salaries at the rate [of eight thousand five
27 hundred dollars per annum.] set forth in section 442.1 of the
28 act of April 9, 1929 (P.L.177, No.175), known as "The
29 Administrative Code of 1929." Such salaries shall be paid from
30 the Administration Fund. Two members of the board shall be a

1 quorum, and no action of the board shall be valid unless it
2 shall have the concurrence of at least two members. A vacancy on
3 the board shall not impair the right of a quorum to exercise all
4 the rights and perform all the duties of the board.

5 * * *

6 Section 2. The amendment of section 203 of the act shall
7 apply initially to members who are immediately appointed and
8 qualified after the effective date of this section.

9 Section 3. This act shall take effect immediately.