

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1103 Session of
1983

INTRODUCED BY GLADECK, PITTS, BURD, E. Z. TAYLOR, JACKSON,
SIRIANNI, NOYE, MADIGAN, MERRY, MACKOWSKI, FREIND, BUNT,
HERSHEY AND SAURMAN, MAY 25, 1983

REFERRED TO COMMITTEE ON LABOR RELATIONS, MAY 25, 1983

AN ACT

1 Amending the act of June 2, 1915 (P.L.736, No.338), entitled as
2 reenacted and amended, "An act defining the liability of an
3 employer to pay damages for injuries received by an employe
4 in the course of employment; establishing an elective
5 schedule of compensation; providing procedure for the
6 determination of liability and compensation thereunder; and
7 prescribing penalties," further providing for the amounts of
8 compensation payable in certain cases.

9 The General Assembly of the Commonwealth of Pennsylvania
10 hereby enacts as follows:

11 Section 1. Section 306(g) of the act of June 2, 1915
12 (P.L.736, No.338), known as The Pennsylvania Workmen's
13 Compensation Act, reenacted and amended June 21, 1939 (P.L.520,
14 No.281) and amended March 29, 1972 (P.L.159, No.61), is amended
15 to read:

16 Section 306. The following schedule of compensation is
17 hereby established:

18 * * *

19 (g) Should the employe die from some other cause than the
20 injury, fifty per centum of the payments of compensation to

1 which the deceased would have been entitled to under section
2 306(c)(1) to (25) shall be paid to the following persons who at
3 the time of the death of the deceased were dependents within the
4 definition of clause 7 of section 307 and in the following order
5 and amounts:

6 (1) To the surviving widow or widower if there are no
7 children under the age of eighteen.

8 (2) To a surviving widow or widower and a surviving child or
9 children in which event the widow or widower shall receive one-
10 half and the surviving child or children shall receive the other
11 half.

12 (3) To a surviving child or children if there is no
13 surviving widow or widower.

14 (4) If there is no surviving widow or widower and no
15 surviving child or children of the deceased then to that
16 dependent or those dependents named in clause 5 of section 307.

17 (5) If there are no persons eligible as named above or in
18 those classes then to those persons who are named in clause 6 of
19 section 307.

20 (6) When such compensation is paid to dependents above
21 named, compensation shall not cease even though the person
22 receiving the payments ceases to be a dependent as defined in
23 section 307.

24 (7) If there be no dependents eligible to receive payments
25 under this section then the payments shall be made to the estate
26 of the deceased but in an amount not exceeding reasonable
27 funeral expenses as provided in this act or if there be no
28 estate, to the person or persons paying the funeral expenses of
29 such deceased in an amount not exceeding reasonable funeral
30 expenses as provided in this act.

1 * * *

2 Section 2. This act shall take effect in 30 days.