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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1346 Session of  
1983

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INTRODUCED BY PRATT, FRYER, FEE, LAUGHLIN, ALDERETTE AND  
GRUITZA, JULY 15, 1983

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REFERRED TO COMMITTEE ON JUDICIARY, JULY 15, 1983

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AN ACT

1 Prohibiting employers from suspending or terminating certain  
2 employees who lose time from employment while appearing or  
3 participating in criminal proceedings.

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

6 Section 1. Suspension or termination prohibited.

7 No employer shall suspend or terminate an employee who is  
8 employed by any municipality, on a part-time basis, as a police  
9 officer for absence from his employment resulting from his  
10 appearing or participating in any criminal proceeding relating  
11 to his duties as a police officer.

12 Section 2. Deduction of lost time.

13 Any time lost from employment, in accordance with section 1,  
14 may be deducted from the employee's regular pay. An employee  
15 shall not be required to utilize paid vacation or personal leave  
16 for time lost from employment.

17 Section 3. Notice to employer.

18 An employee shall advise his employer of the dates and hours

1 the employee will be absent from work, in accordance with  
2 section 1, at the employee's reasonably earliest opportunity to  
3 do so, and, except in cases where the employee has received  
4 notice of a criminal proceeding less than 72 hours prior  
5 thereto, the employer shall be notified by the employee prior to  
6 the employee's absence from work.

7 Section 4. Proof of appearance.

8 An employee who has appeared or participated in a criminal  
9 proceeding relating to his duties as a police officer shall,  
10 within a reasonable time following the appearance or  
11 participation, present to his employer satisfactory evidence of  
12 the fact that he actually appeared or participated in a criminal  
13 proceeding.

14 Section 5. Effective date.

15 This act shall take effect in 60 days.