

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 859 Session of
2001

INTRODUCED BY MAITLAND, CALTAGIRONE, CLARK, M. COHEN, DeWEESE,
GABIG, HENNESSEY, HERMAN, HORSEY, KELLER, LAUGHLIN,
McILHATTAN, MELIO, R. MILLER, NAILOR, NICKOL, PISTELLA, ROSS,
RUBLEY, SATHER, SAYLOR, SHANER, SOLOBAY, STABACK,
E. Z. TAYLOR, TRICH, WATERS, WATSON AND C. WILLIAMS,
MARCH 7, 2001

REFERRED TO COMMITTEE ON LABOR RELATIONS, MARCH 7, 2001

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," further defining
16 "employment."

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

19 Section 1. Section 4(1)(4)(5) of the act of December 5, 1936
20 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
21 Compensation Law, amended July 6, 1977 (P.L.41, No.22), is
22 amended to read:

23 Section 4. Definitions.--The following words and phrases, as

1 used in this act, shall have the following meanings, unless the
2 context clearly requires otherwise.

3 * * *

4 (1) * * *

5 (4) The word "employment" shall not include--

6 * * *

7 (5) Service performed by an individual in the employ of his
8 son, daughter, or spouse, and service performed by a child under
9 the age of eighteen (18) in the employ of his father or mother.

10 As used in this paragraph (5), the term "child" includes a
11 natural child, an adopted child and a stepchild.

12 * * *

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