

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1070 Session of  
2005

INTRODUCED BY FABRIZIO, VEON, DeWEESE, ARMSTRONG, BARRAR, BEBKO-  
JONES, BELARDI, YOUNGBLOOD, BIANCUCCI, BISHOP, BLACKWELL,  
BLAUM, BUNT, CALTAGIRONE, COHEN, CURRY, DeLUCA, EACHUS,  
FRANKEL, GEIST, GERGELY, GOODMAN, GRUITZA, HARHAI, JAMES,  
KENNEY, LEDERER, YEWIC, McCALL, MELIO, PALLONE, PISTELLA,  
RAMALEY, READSHAW, BROWNE, BUXTON, CAPPELLI, COSTA, DALEY,  
DERMODY, FREEMAN, GEORGE, GINGRICH, GRUCELA, HANNA, HASAY,  
JOSEPHS, KOTIK, LEVDANSKY, MARKOSEK, McGEEHAN, MUNDY,  
PHILLIPS, PRESTON, RAYMOND, ROONEY, WASHINGTON, SCAVELLO,  
SHAPIRO, STABACK, STURLA, YUDICHAK, THOMAS, WALKO, SAINATO,  
SAYLOR, SHANER, SOLOBAY, STETLER, SURRA, E. Z. TAYLOR,  
WANSACZ AND WOJNAROSKI, MARCH 23, 2005

REFERRED TO COMMITTEE ON HEALTH AND HUMAN SERVICES,  
MARCH 23, 2005

AN ACT

1 Amending Title 51 (Military Affairs) of the Pennsylvania  
2 Consolidated Statutes, further providing for employment  
3 discrimination for military membership or duty.

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

6 Section 1. Section 7309(c) of Title 51 of the Pennsylvania  
7 Consolidated Statutes is amended to read:

8 § 7309. Employment discrimination for military membership or  
9 duty.

10 \* \* \*

11 (c) Extension of benefits during military duty.--Whenever a  
12 member of the Pennsylvania National Guard is called or ordered  
13 into active Federal service or active State duty under orders

1 authorized by law or a member of any reserve component is called  
2 or ordered onto active duty, other than active duty for  
3 training, the public or private employer of the member shall, at  
4 no cost to the member, continue health insurance and other  
5 benefits in effect for at least the first 30 days of the  
6 military duty. After the expiration of the first 30 days, the  
7 public [or private] employer shall [give the member of the  
8 National Guard or other reserve component the voluntary option  
9 of continuing such health insurance and other benefits in effect  
10 at his own expense by paying for the insurance or benefits at  
11 the same rates paid by the employer, and the insurance coverage  
12 shall continue], except for injuries incurred in the line of  
13 military duty[.], provide, at no cost to the member, health  
14 insurance and other benefits for the member and the member's  
15 dependents, as provided to active employees, for the period that  
16 the member is on active duty, unless the member declines such  
17 coverage. If such member is employed by a private employer, the  
18 Commonwealth shall, except for injuries incurred in the line of  
19 military duty, provide, at no cost to the member, health  
20 insurance and other benefits for the member and the member's  
21 dependents, as provided to Commonwealth employees through the  
22 Pennsylvania Employee Benefit Trust Fund, for the period that  
23 the member is on active duty, unless the member declines such  
24 coverage.

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