

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1428 Session of  
2007

INTRODUCED BY MCGEEHAN, BELFANTI, BLACKWELL, BUXTON, CRUZ,  
FABRIZIO, GEORGE, GRUCELA, HARHAI, JAMES, KORTZ, LEACH, MANN,  
McCALL, MUNDY, PASHINSKI, PETRARCA, READSHAW, REICHLEY,  
SIPTROTH, SOLOBAY, WALKO, WOJNAROSKI, YOUNGBLOOD AND  
YUDICHAK, SEPTEMBER 19, 2007

REFERRED TO COMMITTEE ON STATE GOVERNMENT, SEPTEMBER 19, 2007

AN ACT

1 Amending the act of June 28, 1935 (P.L.477, No.193), entitled,  
2 as amended, "An act providing for the payment of the salary,  
3 medical and hospital expenses of members of the State Police  
4 Force, of the enforcement officers and investigators employed  
5 by the Pennsylvania Liquor Control Board, and the parole  
6 agents, enforcement officers and investigators of the  
7 Pennsylvania Board of Probation and Parole, Capitol Police  
8 officers, correction employees employed by the Department of  
9 Corrections whose principal duty is the care, custody and  
10 control of inmates, psychiatric security aides employed by  
11 the Department of Public Welfare and the Department of  
12 Corrections whose principal duty is the care, custody, and  
13 control of the criminally insane, drug enforcement agents of  
14 the Office of Attorney General whose principal duty is the  
15 enforcement of the drug laws of the Commonwealth, special  
16 agents of the Office of Attorney General whose principal duty  
17 is the enforcement of the criminal laws of the Commonwealth,  
18 members of the Delaware River Port Authority Police and of  
19 policemen, firemen and park guards by the Commonwealth of  
20 Pennsylvania, the Delaware River Port Authority, counties,  
21 cities, boroughs, towns and townships, and sheriffs and  
22 deputy sheriffs who are injured or contract certain diseases  
23 in the performance of their duty; and providing that absence  
24 during such injury shall not reduce any usual sick leave  
25 period," further providing for certain corrections officers.

26 The General Assembly of the Commonwealth of Pennsylvania

27 hereby enacts as follows:

28 Section 1. Section 1(a) of the act of June 28, 1935

1 (P.L.477, No.193), referred to as the Enforcement Officer  
2 Disability Benefits Law, amended March 15, 2006 (P.L.55, No.20)  
3 and July 7, 2006 (P.L.614, No.95), is amended to read:

4 Section 1. (a) Be it enacted, &c., That any member of the  
5 State Police Force, any enforcement officer or investigator  
6 employed by the Pennsylvania Liquor Control Board, and the  
7 parole agents, enforcement officers and investigators of the  
8 Pennsylvania Board of Probation and Parole, Capitol Police  
9 officers, correction employes employed by the Department of  
10 Corrections, whose principal duty is the care, custody and  
11 control of inmates, psychiatric security aides employed by the  
12 Department of Public Welfare and the Department of Corrections,  
13 whose principal duty is the care, custody, and control of the  
14 criminally insane, drug enforcement agents of the Office of  
15 Attorney General whose principal duty is the enforcement of the  
16 drug laws of the Commonwealth, special agents of the Office of  
17 Attorney General whose principal duty is the enforcement of the  
18 criminal laws of the Commonwealth, any member of the Delaware  
19 River Port Authority Police, any policeman, fireman [or], park  
20 guard or corrections employee whose principal duty is the care,  
21 custody and control of inmates of any county, city, borough,  
22 town or township, or any sheriff or deputy sheriff who is  
23 injured in the performance of his duties including, in the case  
24 of firemen, duty as special fire police, and by reason thereof  
25 is temporarily incapacitated from performing his duties, shall  
26 be paid by the Commonwealth of Pennsylvania if a member of the  
27 State Police Force or an enforcement officer or investigator  
28 employed by the Pennsylvania Liquor Control Board or the parole  
29 agents, enforcement officers and investigators of the  
30 Pennsylvania Board of Probation and Parole, Capitol Police

1 officers, correction employes employed by the Department of  
2 Corrections, whose principal duty is the care, custody and  
3 control of inmates, psychiatric security aides employed by the  
4 Department of Public Welfare and the Department of Corrections,  
5 whose principal duty is the care, custody, and control of the  
6 criminally insane, drug enforcement agents of the Office of  
7 Attorney General whose principal duty is the enforcement of the  
8 drug laws of the Commonwealth, special agents of the Office of  
9 Attorney General whose principal duty is the enforcement of the  
10 criminal laws of the Commonwealth, or by the Delaware River Port  
11 Authority if a member of the Delaware River Port Authority  
12 Police or by the county, township or municipality, by which he  
13 is employed, his full rate of salary, as fixed by ordinance or  
14 resolution, until the disability arising therefrom has ceased.  
15 All medical and hospital bills, incurred in connection with any  
16 such injury, shall be paid by the Commonwealth of Pennsylvania  
17 or by the Delaware River Port Authority or by such county,  
18 township or municipality. During the time salary for temporary  
19 incapacity shall be paid by the Commonwealth of Pennsylvania or  
20 by the Delaware River Port Authority or by the county, city,  
21 borough, town or township, any workmen's compensation, received  
22 or collected by any such employe for such period, shall be  
23 turned over to the Commonwealth of Pennsylvania or to the  
24 Delaware River Port Authority or to such county, city, borough,  
25 town or township, and paid into the treasury thereof, and if  
26 such payment shall not be so made by the employe the amount so  
27 due the Commonwealth of Pennsylvania, the Delaware River Port  
28 Authority or the county, city, borough, town or township shall  
29 be deducted from any salary then or thereafter becoming due and  
30 owing.

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