

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2568 Session of
2008

INTRODUCED BY JAMES, WATERS, YOUNGBLOOD, J. WHITE, SIPTROTH,
BRENNAN, KING, KIRKLAND, WILLIAMS AND FRANKEL, MAY 27, 2008

REFERRED TO COMMITTEE ON LABOR RELATIONS, MAY 27, 2008

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 protection of employment of petit and grand jurors.

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

6 Section 1. Section 4563(a) and (b) of Title 42 of the
7 Pennsylvania Consolidated Statutes are amended and the section
8 is amended by adding a subsection to read:

9 § 4563. Protection of employment of petit and grand jurors.

10 (a) General rule.--An employer shall not deprive an employee
11 of his employment, seniority position or benefits, or threaten
12 or otherwise coerce him with respect thereto, because the
13 employee receives a summons, responds thereto, serves as a juror
14 or attends court for prospective jury service. [Nothing in this
15 section shall be construed to require the employer to compensate
16 the employee for employment time lost because of such jury
17 service.]

18 (b) Penalty.--Any employer who violates subsection (a) or

1 (f) commits a summary offense.

2 * * *

3 (f) Compensation to be paid by employer.--

4 (1) Except as otherwise provided under paragraph (2), an
5 employer of an employee who is a juror:

6 (i) shall continue to pay the employee who serves on
7 any jury the employee's regular compensation as if the
8 employee were on annual or sick leave; and

9 (ii) may not deduct days the employee spends on jury
10 duty from the annual or sick time accrued by the
11 employee.

12 provided that the employee authorizes the employer to offset
13 the jury duty allowance.

14 (2) The employer may deduct compensation to an employee
15 paid while the employee is a juror, minus the jury duty
16 allowance setoff, from the employer's income tax, in addition
17 to other adjustments to gross income which the employer may
18 take for the employee's compensation.

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