

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 974 Session of
2007

INTRODUCED BY MADIGAN, BAKER, REGOLA, D. WHITE, BOSCOLA,
RHOADES, ROBBINS, WAUGH, FOLMER, ORIE, M. WHITE, ARMSTRONG,
GREENLEAF, FERLO, WONDERLING, WOZNIAK AND EARLL,
JUNE 14, 2007

REFERRED TO LABOR AND INDUSTRY, JUNE 14, 2007

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) of the act of December 5, 1936
20 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
21 Compensation Law, is amended by adding a subparagraph to read:

22 Section 4. Definitions.--The following words and phrases, as
23 used in this act, shall have the following meanings, unless the
24 context clearly requires otherwise.

* * *

(1) * * *

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

* * *

(21) Certain services.

(A) (a) The term "employment" shall not include services performed by a full-time student in the employ of an organized camp if such camp:

(1) did not operate for more than seven (7) months in the calendar year and did not operate for more than seven (7) months in the preceding calendar year; or

(2) had average gross receipts for any six (6) months in the preceding calendar year which were not more than thirty-three and one-third percent (33 1/3%) of its average gross receipts for the other six (6) months in the preceding calendar year; and

(b) if such full-time student performs services in the employ of such camp for less than thirteen (13) calendar weeks in any such year.

(B) (a) For purposes of this subparagraph, an individual shall be treated as a full-time student for any period:

(1) during which the individual is enrolled as a full-time student at an educational institution; or

(2) which is between academic years or terms if the individual was enrolled as a full-time student at an educational institution for the immediately preceding academic year or term and there is a reasonable assurance that the individual will be so enrolled for the immediately succeeding academic year or term.

(b) For purposes of this subparagraph, the term "educational institution" shall mean any educational institution of

1 secondary, higher educational, professional or vocational
2 educational training.

3 (C) For purposes of this subparagraph, the term "camp" shall
4 mean a children's overnight camp or a summer day camp of any
5 variety.

6 * * *

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