

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1765 Session of  
2009

INTRODUCED BY BELFANTI, GERGELY, GOODMAN, MENSCH, BRENNAN,  
SIPTROTH, HORNAMAN, CALTAGIRONE, PASHINSKI, DeLUCA, GEORGE,  
HALUSKA, GRUCELA, FRANKEL, MURPHY, KORTZ, FABRIZIO AND  
CARROLL, JUNE 24, 2009

REFERRED TO COMMITTEE ON LABOR RELATIONS, JUNE 24, 2009

AN ACT

1 Amending the act of June 2, 1915 (P.L.736, No.338), entitled, as  
2 reenacted and amended, "An act defining the liability of an  
3 employer to pay damages for injuries received by an employe  
4 in the course of employment; establishing an elective  
5 schedule of compensation; providing procedure for the  
6 determination of liability and compensation thereunder; and  
7 prescribing penalties," further providing for investment of  
8 surplus.

9 The General Assembly of the Commonwealth of Pennsylvania

10 hereby enacts as follows:

11 Section 1. Section 1512 of the act of June 2, 1915 (P.L.736,  
12 No.338), known as the Workers' Compensation Act, reenacted and  
13 amended June 21, 1939 (P.L.520, No.281) and added June 24, 1996  
14 (P.L.350, No.57), is amended to read:

15 Section 1512. (a) The board may invest any of the surplus

16 or reserve belonging to the fund in such securities and

17 investments as are authorized for investment by savings banks.

18 All such securities or evidences of indebtedness shall be placed

19 in the hands of the State Treasurer who shall be the custodian

20 thereof. He shall collect the principal and interest thereof

1 when due and pay the same into the fund. The State Treasurer  
2 shall pay for all such securities or evidences of indebtedness  
3 by check issued upon requisition of the secretary. All such  
4 payments shall be made only upon delivery of such securities or  
5 evidences of indebtedness to the State Treasurer. To all  
6 requisitions calling upon the State Treasurer to pay for any  
7 securities or evidences of indebtedness there shall be attached  
8 a certified copy of the resolution of the board authorizing the  
9 investment. The board may, upon like resolution, sell any of  
10 such securities.

11 (b) Notwithstanding subsection (a) or the provisions of any  
12 other law, the power of the board to invest money under this  
13 section shall include the power to hold, purchase, sell, assign,  
14 transfer and dispose of securities. The following shall apply:

15 (1) Investments in equities may not exceed the lesser of:

16 (i) 20% of the fund's assets; or

17 (ii) the fund's statutory surplus after discount.

18 (2) The board shall establish a policy for investments and  
19 shall meet at least annually to develop a schedule for  
20 rebalancing its investments in securities to meet the  
21 restriction of paragraph (1).

22 Section 2. This act shall take effect immediately.