

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2346 Session of 2012

INTRODUCED BY HARRIS, AUMENT, BAKER, BARRAR, BEAR, BENNINGHOFF, BLOOM, BOYD, CAUSER, CHRISTIANA, COX, CREIGHTON, CUTLER, DELOZIER, DENLINGER, ELLIS, EVANKOVICH, EVERETT, FLECK, GABLER, GEIST, GILLESPIE, GINGRICH, GRELL, GROVE, HELM, HESS, HICKERNELL, HUTCHINSON, KAUFFMAN, F. KELLER, M. K. KELLER, KRIEGER, LAWRENCE, MARSHALL, MARSICO, METCALFE, MILLARD, MILLER, MOUL, MULLERY, MURT, MUSTIO, OBERLANDER, O'NEILL, PEIFER, PERRY, PICKETT, PYLE, QUIGLEY, QUINN, RAPP, REED, ROAE, ROSS, SAYLOR, STERN, SWANGER, TALLMAN, TRUITT AND TURZAI, MAY 2, 2012

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, MAY 2, 2012

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 providing for
 16 ineligibility for compensation.

17 The General Assembly of the Commonwealth of Pennsylvania
 18 hereby enacts as follows:

19 Section 1. Section 402 of the act of December 5, 1936 (2nd
 20 Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
 21 Compensation Law, is amended by adding a subsection to read:

1 Section 402. Ineligibility for Compensation.--An employe
2 shall be ineligible for compensation for any week--

3 * * *

4 (k) In which his unemployment is due to:

5 (1) voluntarily leaving employment in order to maintain
6 eligibility for pension benefits under a retirement plan,
7 annuity or other similar periodic payment; or

8 (2) an employer's terminating his employment in order to
9 allow the employe to maintain eligibility for pension benefits
10 under a retirement plan, annuity or other similar periodic
11 payment.

12 Section 2. The provisions of this act shall apply to initial
13 claims filed on or after the effective date of this act.

14 Section 3. This act shall take effect in 60 days.