

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 68 Session of 2019

INTRODUCED BY RYAN, GROVE, MACKENZIE, PICKETT, KEEFER AND COX, JANUARY 28, 2019

AS REPORTED FROM COMMITTEE ON LABOR AND INDUSTRY, HOUSE OF REPRESENTATIVES, AS AMENDED, APRIL 16, 2019

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," in contributions by
16 employers and employees, further providing for relief from
17 charges.

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

20 Section 1. Section 302.1(b)(2)(i) and (3)(i) of the act of
21 December 5, 1936 (2nd Sp.Sess., 1937 P.L.2897, No.1), known as
22 the Unemployment Compensation Law, are amended to read:

23 Section 302.1. Relief from Charges.--Notwithstanding any
24 other provisions of this act assigning charges for compensation
25 paid to employes, except for section 302(a)(2), the department

1 shall relieve an employer of charges for compensation in
2 accordance with this section and section 213 of this act.

3 * * *

4 (b) Requests for relief from charges:

5 * * *

6 (2) If an employer is requesting relief from charges on the
7 basis of a separation that occurs on or before the date the
8 claimant files an application for benefits or on the basis of
9 continuing part-time work, the following shall apply:

10 (i) If the request is filed within [~~fifteen (15)~~] thirty
11 (30) days after the date of the earliest notice issued by the
12 department under section 501(a) of this act indicating that the
13 claimant is eligible under section 401(a) of this act and relief
14 is granted, relief shall begin with the earliest week for which
15 the claimant is eligible for benefits pursuant to the claimant's
16 application for benefits.

17 * * *

18 (3) If an employer is requesting relief from charges on the
19 basis of a separation that occurs after the claimant files an
20 application for benefits, the following shall apply:

21 (i) If the request is filed within [~~fifteen (15)~~] thirty
22 (30) days after the date of the earliest notice issued by the
23 department indicating that the claimant is claiming benefits
24 subsequent to the separation and relief is granted, relief shall
25 begin with the earliest week for which the claimant is eligible
26 for benefits following the last day worked.

27 * * *

28 ~~Section 2. This act shall take effect in 60 days.~~ <--

29 SECTION 2. THE AMENDMENT OF SECTION 302.1(B) (2) (I) AND (3) <--

30 (I) OF THE ACT SHALL APPLY TO BENEFIT YEARS THAT BEGIN ON OR

1 AFTER THE PUBLICATION OF THE NOTICE UNDER SECTION 3 OF THIS ACT.

2 SECTION 3. THE SECRETARY OF LABOR AND INDUSTRY SHALL
3 TRANSMIT NOTICE TO THE LEGISLATIVE REFERENCE BUREAU FOR
4 PUBLICATION IN THE PENNSYLVANIA BULLETIN UPON COMPLETION OF
5 IMPLEMENTATION OF THE TECHNOLOGICAL UPGRADES TO THE DELIVERY
6 SYSTEM FOR UNEMPLOYMENT COMPENSATION BENEFITS.

7 SECTION 4. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

8 (1) THE FOLLOWING SHALL TAKE EFFECT IMMEDIATELY:

9 (I) THIS SECTION.

10 (II) SECTIONS 2 AND 3 OF THIS ACT.

11 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT UPON
12 PUBLICATION OF THE NOTICE UNDER SECTION 3 OF THIS ACT.