

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1027 Session of 2021

INTRODUCED BY SIMS, MADDEN, BENHAM, HILL-EVANS, SANCHEZ, HOWARD, BURGOS, O'MARA AND PARKER, MARCH 26, 2021

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, MARCH 26, 2021

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 penalty provisions,
 16 further providing for recovery and recoupment of
 17 compensation.

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

20 Section 1. Section 804 of the act of December 5, 1936 (2nd
 21 Sp.Sess., 1937 P.L.2897, No.1), known as the Unemployment
 22 Compensation Law, is amended by adding a subsection to read:

23 Section 804. Recovery and Recoupment of Compensation.--* * *

24 (d) Notwithstanding any other provision of this act, during
 25 the proclamation of disaster emergency issued by the Governor on

1 March 6, 2020, published at 50 Pa.B. 1644 (March 21, 2020), and
2 any renewal of the disaster emergency, the department shall not
3 take any action to recoup compensation paid under this act to a
4 person who was not entitled to the compensation between March 6,
5 2020, through sixty (60) days after termination of the disaster
6 emergency unless the compensation was paid to the person because
7 the person made a false statement knowing it to be false, or
8 knowingly failed to disclose a material fact to obtain or
9 increase compensation.

10 Section 2. This act shall take effect in 30 days.