
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 50

Session of
2005

INTRODUCED BY CORMAN, PICCOLA, MADIGAN, RAFFERTY, ROBBINS,
SCARNATI, THOMPSON, TOMLINSON, WAUGH, WENGER, D. WHITE,
WONDERLING AND REGOLA, MARCH 14, 2005

REFERRED TO JUDICIARY, MARCH 14, 2005

A JOINT RESOLUTION

1 Proposing an amendment to the Constitution of the Commonwealth
2 of Pennsylvania, further providing for compensation laws
3 allowed to the General Assembly.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby resolves as follows:

6 Section 1. The following amendment to the Constitution of
7 Pennsylvania is proposed in accordance with Article XI:

8 That section 18 of Article III be amended to read:

9 § 18. Compensation laws allowed to General Assembly.

10 The General Assembly may enact laws requiring the payment by
11 employers, or employers and employees jointly, of reasonable
12 compensation for injuries to employees arising in the course of
13 their employment, and for occupational diseases of employees,
14 whether or not such injuries or diseases result in death, and
15 regardless of fault of employer or employee, and fixing the
16 basis of ascertainment of such compensation and the maximum and
17 minimum limits thereof, and providing special or general

1 remedies for the collection thereof[; but in no other cases
2 shall the General Assembly limit the amount to be recovered for
3 injuries resulting in death, or for injuries to persons or
4 property, and in]. The General Assembly shall not limit the
5 recovery of economic damages for injuries resulting in death, or
6 for injuries to persons or property and may by statute limit the
7 recovery of noneconomic damages for injuries resulting in death,
8 or for injuries to persons or property. In case of death from
9 such injuries, the right of action shall survive, and the
10 General Assembly shall prescribe for whose benefit such actions
11 shall be prosecuted. No act shall prescribe any limitations of
12 time within which suits may be brought against corporations for
13 injuries to persons or property, or for other causes different
14 from those fixed by general laws regulating actions against
15 natural persons, and such acts now existing are avoided.

16 Section 2. (a) Upon the first passage by the General
17 Assembly of this proposed constitutional amendment, the
18 Secretary of the Commonwealth shall proceed immediately to
19 comply with the advertising requirements of section 1 of Article
20 XI of the Constitution of Pennsylvania and shall transmit the
21 required advertisements to two newspapers in every county in
22 which such newspapers are published in sufficient time after
23 passage of this proposed constitutional amendment.

24 (b) Upon the second passage by the General Assembly of this
25 proposed constitutional amendment, the Secretary of the
26 Commonwealth shall proceed immediately to comply with the
27 advertising requirements of section 1 of Article XI of the
28 Constitution of Pennsylvania and shall transmit the required
29 advertisements to two newspapers in every county in which such
30 newspapers are published in sufficient time after passage of

1 this proposed constitutional amendment. The Secretary of the
2 Commonwealth shall submit this proposed constitutional amendment
3 to the qualified electors of this Commonwealth at the first
4 primary, general or municipal election which meets the
5 requirements of and is in conformance with section 1 of Article
6 XI of the Constitution of Pennsylvania and which occurs at least
7 three months after the proposed constitutional amendment is
8 passed by the General Assembly.